



# Journal of the Senate

Number 18—Regular Session

Thursday, April 21, 2005

## CONTENTS

Bills on Third Reading	538
Call to Order	536
Co-Introducers	565
Committee Substitutes, First Reading	555
Conference Committee Appointments	562
House Messages, Final Action	565
House Messages, First Reading	561
House Messages, Returning	562
Motions	553
Motions Relating to Committee Meetings	553
Motions Relating to Committee Reference	553
Reports of Committees	553
Resolutions	536
Special Order Calendar	549

## CALL TO ORDER

The Senate was called to order by President Lee at 2:15 p.m. A quorum present—40:

Mr. President	Diaz de la Portilla	Peaden
Alexander	Dockery	Posey
Argenziano	Fasano	Pruitt
Aronberg	Garcia	Rich
Atwater	Geller	Saunders
Baker	Haridopolos	Sebesta
Bennett	Hill	Siplin
Bullard	Jones	Smith
Campbell	King	Villalobos
Carlton	Klein	Webster
Clary	Lawson	Wilson
Constantine	Lynn	Wise
Crist	Margolis	
Dawson	Miller	

## PRAYER

The following prayer was offered by Rabbi Schneur Z. Oirechman, Director, Chabad Lubavitch of the Panhandle, Tallahassee:

Almighty God, Creator of the Universe: As Passover, the Festival of Freedom, will be celebrated around the world in a few days, let us internalize the message of Passover today. Let our public servants humbly recognize their important role in promoting freedom here and abroad, and let the Passover spirit inspire us all to pass over our obstacles and reach ever-greater heights.

Almighty God: Let us learn from the life of the late Lubavitcher Rebbe, Rabbi Menachem M. Schneersohn, whose birthday our community now marks; and live and act with the utmost meaning, light, and optimism.

As this world-renowned Jewish leader escaped the injustice of communism and lauded the freedom of America's soil, so too may we appreciate our precious gifts of life, liberty and the pursuit of happiness.

As surely as the Four Sons of the Passover Seder—good, evil, ignorant and apathetic—gather around one table, as one family, let us unite and love one another. Let us reach out to those whose tables are bare. Let us bring lost and lonely souls to our tables, that they, too, may belong.

Almighty God: Bless this chamber and its worthy Senators, who have dedicated themselves to promoting these values. Let these values take root among the good citizens of this great State of Florida, and together let us build a better world—that peaceful world yearned for by all people in all ages—one good act at a time. Amen.

## PLEDGE

Senate Pages Brittany Nicole Hadley of Tallahassee; Ashleigh Plunkett of Tarpon Springs; Nick Pastor of Palmetto; Andrew Hart of New Smyrna Beach; and John "Basil" Noriega of Lithia, led the Senate in the pledge of allegiance to the flag of the United States of America.

## DOCTOR OF THE DAY

The President recognized Dr. Alan B. Pillersdorf of Palm Springs, sponsored by Senator Atwater, as doctor of the day. Dr. Pillersdorf specializes in Plastic Surgery.

## ADOPTION OF RESOLUTIONS

On motion by Senator Dockery—

By Senator Dockery—

**SR 2626**—A resolution recognizing April 21, 2005, as "Polk County Legislative Day" in Tallahassee.

WHEREAS, Polk County encompasses 17 municipalities in the heart of Central Florida, including Auburndale, Davenport, Dundee, Eagle Lake, Fort Meade, Lake Wales, Lakeland, Mulberry, Polk City, and Winter Haven, and

WHEREAS, Polk County covers 2,010 square miles of land, dotted with more than 554 freshwater lakes and lush nature preserves featuring rare and exotic wildlife, rolling hills, sparkling rivers, beautiful savannas, oak hammocks, and pinewood forests, and

WHEREAS, the Seminole Indians settled in Polk County in the 1700's seeking hunting grounds and cattle ranges, and established the village of Talakchopco near modern-day Fort Meade as a trading post, and

WHEREAS, Seminole Chief Oponay kept a magnificent plantation near Lake Hancock, and

WHEREAS, Polk County, named for President James K. Polk, was established in 1861 and later nicknamed "Imperial Polk County" in 1914 by a newspaper editor in recognition of the county's expanding network of roads and its prominence in agriculture, phosphate, cattle, and timber, and

WHEREAS, Polk County was home to three of Florida's most prominent statesmen, Park Trammel, Governor of Florida from 1913 to 1917 and a United States Senator from 1917 to 1936; Spessard Holland, Governor from 1941 to 1945 and U.S. Senator from 1946 to 1971; and Lawton Chiles, U.S. Senator from 1971 to 1989 and Governor from 1991 to 1998, and

WHEREAS, Polk County is a Florida Population center in which 7.5 million people reside within a 100-mile radius, and

WHEREAS, the vacation destinations of Polk County are visited by more than 1.5 million tourists annually and include the Historic Bok Sanctuary, Cypress Gardens Adventure Park, Hollis Gardens, Fantasy of Flight, Sun'N Fun Fly In, the Water Ski Hall of Fame, and the Frank Lloyd Wright architecture at Florida Southern College, and

WHEREAS, Polk County is the center of citrus production and phosphate mining for the world, and

WHEREAS, Polk County is the corporate headquarters for many of Florida's major corporations, including Publix Super Markets, W.S. Badcock Corporation, Mosaic, and ButterKrust Bakeries, NOW, THEREFORE,

*Be It Resolved by the Senate of the State of Florida:*

That the Florida Senate recognizes April 21, 2005, as Polk County Legislative Day in Tallahassee.

—was introduced out of order and read by title. On motion by Senator Dockery, **SR 2626** was read the second time in full and adopted.

---

At the request of Senator Saunders—

By Senator Saunders—

**SR 144**—A resolution recognizing the contributions of Ann Olesky to the restoration of Lake Trafford in Collier County, Florida.

WHEREAS, campaigns to preserve the vigor and beauty of the state's natural heritage are often inspired and led by aware and dedicated state residents, and

WHEREAS, an outstanding example of environmental activism was demonstrated through the leadership of Ann Olesky in establishing and sustaining the effort to save Lake Trafford, the largest natural lake south of Lake Okeechobee, and

WHEREAS, Lake Trafford sustained massive environmental damage in 1996 as a result of oxygen-depletion in the lake caused by algae blooms from years of die-off of the exotic hydrilla plant that thrived there, and

WHEREAS, living and working on the shore of Lake Trafford, Ann Olesky was dismayed by the destruction of the lake's ecosystem and, with her husband, Edward Olesky, at her side, undertook an 8-year grassroots campaign to save the lake, and

WHEREAS, faced with muck-removal estimates that escalated to \$20 million, Ann began coordinating local fundraising projects in the community of Immokalee which raised \$32,000 for the lake's dredging, and

WHEREAS, Ann Olesky realized that ongoing involvement by the community would be imperative to bring the necessary governmental resources to the cleanup of the lake, therefore she formed "Friends of Lake Trafford" in order to raise the necessary support in Congress and in state government, and

WHEREAS, Ann Olesky's tireless efforts led Congress in 1998 to include the lake in an authorization for critical restoration projects by the U.S. Army Corps of Engineers, but the funding for those projects was depleted before Lake Trafford's restoration could be begun, and

WHEREAS, refusing to give up the campaign to save the lake, Ann continued her lobbying efforts to reach out to officials at every level of government and ultimately achieved the commitment of funds needed from the state and the South Florida Water Management District, and

WHEREAS, a contract for the dredging of Lake Trafford was finally signed just 2 days before the unanticipated death of Ann Olesky on June 13, 2004, and

WHEREAS, the loss of this vibrant and outstanding community leader is deeply felt by thousands of Florida residents and officials who witnessed her inspired efforts to save Lake Trafford, and

WHEREAS, her community has recognized and memorialized Ann Olesky's service and leadership by renaming Lake Trafford Park in Immokalee in her memory, NOW, THEREFORE,

*Be It Resolved by the Senate of the State of Florida:*

That this body does pause in its deliberations to pay its respects to the dedicated efforts and example of Ann Olesky in her successful campaign to restore the environmental health of Lake Trafford for present and

future generations of Floridians and to recognize the exemplary value of her work to preserve Florida's ecosystem.

—**SR 144** was introduced, read and adopted by publication.

---

At the request of Senator Saunders—

By Senator Saunders—

**SR 1326**—A resolution recognizing the Immokalee High School Football Team on its victory in the 2004 Class 2A State Championships.

WHEREAS, the Immokalee High School "Indians," through hard work, dedicated effort, skilled coaching, and teamwork, became the 2004 Class 2A State Football Champions, and

WHEREAS, the Indians' victory has brought Immokalee High School its first state football title in the school's 54-year history, and

WHEREAS, Immokalee High's football team had been described as "underdogs" given their comparative lack of both athletic size and competitive experience, and

WHEREAS, the team nevertheless determined that they would go forward and win the championship and, building their strength, skills, and confidence day by day, became what their coach, John Weber, calls "the hardest working team I have ever coached," and

WHEREAS, the Indians' victory has brought a great sense of pride to Immokalee High School and to the Immokalee community, which raised the funds to send the team to the championship playoffs, NOW, THEREFORE,

*Be It Resolved by the Senate of the State of Florida:*

That the Immokalee High School Indians are congratulated on their victory as 2004 Class 2A State Football Champions and commended for the consistent dedication, hard work, and team spirit that have made them an outstanding example to their peers throughout the state.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the Immokalee High School Football Team as a tangible token of the sentiments of the Florida Senate.

—**SR 1326** was introduced, read and adopted by publication.

---

At the request of Senator Saunders—

By Senator Saunders—

**SR 1370**—A resolution recognizing September 2005 as Ovarian Cancer Awareness Month in Florida and commending the Ovarian Cancer Alliance of Florida--Gulf Coast.

WHEREAS, approximately 25,000 women are diagnosed with ovarian cancer in the United States every year, with 80 percent of women diagnosed in the late stages of cancer, and

WHEREAS, ovarian cancer is the most deadly of the gynecological cancers, with over 16,000 women in the United States dying from ovarian cancer annually, and

WHEREAS, if diagnosed and treated at an early stage, survival rates among ovarian cancer patients increase dramatically, and

WHEREAS, the risks and symptoms of ovarian cancer are not well known by the public, and

WHEREAS, the Ovarian Cancer Alliance of Florida--Gulf Coast is dedicated to public education related to ovarian cancer through programs that raise awareness of the disease and promote education regarding its risks and symptoms, and

WHEREAS, it is appropriate for all the residents of the State of Florida to learn more about ovarian cancer and to recognize the efforts of the Ovarian Cancer Alliance of Florida--Gulf Coast as it promotes Ovarian Cancer Awareness Month in our state, NOW, THEREFORE,

*Be It Resolved by the Senate of the State of Florida:*

That the Florida Senate designates September 2005 as Ovarian Cancer Awareness Month in Florida and commends the Ovarian Cancer Alliance of Florida--Gulf Coast for its efforts to educate people about this deadly disease, thereby promoting early diagnosis of the disease and helping to save lives.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Carolyn Benivegna, President and Founder of the Ovarian Cancer Alliance of Florida, as a tangible token of the sentiments of the Florida Senate.

—**SR 1370** was introduced, read and adopted by publication.

At the request of Senator Bennett—

By Senator Bennett—

**SR 2698**—A resolution paying tribute to the 50th Anniversary of Mote Marine Laboratory.

WHEREAS, Mote Marine Laboratory was created in 1955 by the now-famous shark researcher Dr. Eugenie Clark, with support from William and Alfred Vanderbilt, and was known then as the Cape Haze Marine Laboratory and was humbly housed in a 12-foot-by-20-foot shed in Placida, Florida, and

WHEREAS, during the laboratory's first decade of existence, its reputation grew as did its facilities, and

WHEREAS, under the guidance of many people dedicated to the laboratory's success, including former director William R. Mote and current president Dr. Kumar Mahadevan, the laboratory has grown to encompass eight buildings for research, education, and conferences located on a 10.5-acre campus in Sarasota, Florida, with research and education also going forward in a Sarasota inland aquaculture park and in field stations in Charlotte Harbor and in the Florida Keys, and

WHEREAS, after starting with only a handful of researchers focused solely on sharks, Mote Marine Laboratory is now a powerhouse of near-shore marine research, studying everything from sharks to red tide to marine mammals and fisheries at seven centers, and

WHEREAS, the laboratory has also made a significant commitment to public education through its aquarium, which draws 400,000 visitors annually, and through its on-campus and distance-learning programs, which educate more than 50,000 K-12 and college students, and

WHEREAS, today, Mote Marine Laboratory is one of the world's few remaining independent marine research centers and has more than 230 staff members and 1,400 volunteers, and

WHEREAS, Mote Marine Laboratory has earned international recognition for its contribution to the greater body of scientific knowledge and to public education concerning fragile marine and estuarine ecosystems, NOW, THEREFORE,

*Be It Resolved by the Senate of the State of Florida:*

That Mote Marine Laboratory is commended for its tireless pursuit of answers to some of the oceans' most pressing questions and for sharing its knowledge with the world.

—**SR 2698** was introduced, read and adopted by publication.

## BILLS ON THIRD READING

Consideration of **HB 77** was deferred.

**HB 149**—A bill to be entitled An act relating to extracurricular student activities; amending s. 1006.15, F.S.; providing that eligibility requirements for participation shall apply to all extracurricular activities rather than to interscholastic activities only; providing that a student shall not be precluded from participation in certain activities; providing certain restrictions with respect to participation; authorizing establishment of a waiver process; prohibiting certain waivers; amending ss.

1002.33 and 1002.41, F.S.; conforming provisions; requiring the Department of Education to annually report data relating to student participation in extracurricular activities; providing an effective date.

—as amended April 20 was read the third time by title.

On motion by Senator Baker, **HB 149** as amended was passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Diaz de la Portilla	Peaden
Alexander	Dockery	Posey
Argenziano	Fasano	Pruitt
Atwater	Garcia	Saunders
Baker	Geller	Sebesta
Bennett	Haridopolos	Siplin
Bullard	Hill	Smith
Campbell	Jones	Villalobos
Carlton	King	Webster
Clary	Klein	Wise
Constantine	Lawson	
Crist	Lynn	

Nays—5

Aronberg	Margolis	Rich
Dawson	Miller	

Vote after roll call:

Nay—Wilson

Yea to Nay—Smith

**CS for SB 1320**—A bill to be entitled An act relating to the Lifeline and Link-up Assistance Program; amending s. 364.10, F.S.; transferring applicability from telecommunications companies serving as carriers of last resort to eligible telecommunications carriers; defining the term "eligible telecommunications carrier"; providing requirements for eligible telecommunications carriers; requiring the Public Service Commission to establish procedures for notification and termination of the Lifeline Assistance credit; providing criteria for connection, reconnection, and discontinuation of basic local telecommunications service for Lifeline Assistance subscribers; providing criteria for blocking access to long-distance service; adding the Department of Education and the Office of Public Counsel to those agencies that are directed to cooperate in developing procedures for promoting Lifeline participation; requiring the commission to adopt rules; requiring the commission to report to the Legislature; providing an effective date.

—was read the third time by title.

## SENATOR VILLALOBOS PRESIDING

Senator Siplin moved the following amendment which failed to receive the required two-thirds vote:

**Amendment 1 (302164)(with title amendment)**—On page 6, lines 8-14, delete those lines and insert:

(i) *Whenever a state agency determines that a person is eligible for Lifeline service, the agency must immediately ensure that the person is automatically enrolled in the Lifeline service with the appropriate local exchange telecommunications company. The commission shall adopt rules providing for an automatic enrollment process in order that eligible customers receive Lifeline service.*

(j)(e) *The commission shall report to the Governor, the President of the Senate, and the Speaker of the House of Representatives by December 31 each year on the number of customers who are subscribing to Lifeline service and the effectiveness of any procedures to promote participation.*

(k) *The commission shall adopt rules to administer this section.*

And the title is amended as follows:

On page 1, line 23, after the semicolon (;) insert: requiring certain state agencies to automatically enroll an eligible consumer in the Lifeline service with the appropriate local exchange telecommunications company;

# MOTION

On motion by Senator Constantine, the rules were waived to allow the following amendment to be considered:

Senator Constantine moved the following amendment which was adopted by two-thirds vote:

**Amendment 2 (903332)**—On page 7, line 8, after the period (.) insert: *By January 15, 2006, a copy of the reports shall be provided to the Office of Program Policy Analysis and Government Accountability (OPPAGA), which shall provide comment, if any, on the reports findings, including a recommendation whether state funding mechanisms, including, but not limited to, tax credits, for Lifeline and Link-up service are appropriate in a multiple-eligible telecommunications carrier environment. OPPAGA's comments shall be provided to the President of the Senate and the Speaker of the House of Representatives by March 1, 2006.*

On motion by Senator Constantine, **CS for SB 1320** as amended was passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—37

Alexander	Dockery	Peaden
Argenziano	Fasano	Posey
Aronberg	Garcia	Pruitt
Atwater	Geller	Rich
Baker	Haridopolos	Saunders
Bennett	Hill	Sebesta
Bullard	Jones	Smith
Campbell	King	Villalobos
Carlton	Klein	Webster
Clary	Lawson	Wilson
Constantine	Lynn	Wise
Crist	Margolis	
Diaz de la Portilla	Miller	

Nays—2

Dawson	Siplin
--------	--------

**HB 411**—A bill to be entitled An act relating to the Criminal Punishment Code; amending s. 921.0022, F.S.; including offenses involving the possession of photographic material containing sexual conduct by a minor, the transmission of pornography by electronic device, and the transmission to a minor of material harmful to minors by electronic device within the offense severity ranking chart of the Criminal Punishment Code; reclassifying within the offense severity ranking chart the offense of soliciting a child by a computer service to commit an unlawful sexual act, which is a felony of the third degree, to increase the penalty imposed for that offense; providing an effective date.

—was read the third time by title.

On motion by Senator Fasano, **HB 411** was passed and certified to the House. The vote on passage was:

Yeas—39

Alexander	Crist	Klein
Argenziano	Dawson	Lawson
Aronberg	Diaz de la Portilla	Lynn
Atwater	Dockery	Margolis
Baker	Fasano	Miller
Bennett	Garcia	Peaden
Bullard	Geller	Posey
Campbell	Haridopolos	Pruitt
Carlton	Hill	Rich
Clary	Jones	Saunders
Constantine	King	Sebesta

Siplin	Villalobos	Wilson
Smith	Webster	Wise
Nays—None		

**HB 841**—A bill to be entitled An act relating to the state lottery; amending s. 24.115, F.S.; providing for the deposit of a percentage of unclaimed prize money in the Educational Enhancement Trust Fund; authorizing use of such funds subject to appropriations; amending s. 24.121, F.S.; revising provisions relating to the allocation of revenues for public education; amending s. 1010.70, F.S.; conforming provisions; providing an effective date.

—was read the third time by title.

On motion by Senator Clary, **HB 841** was passed and certified to the House. The vote on passage was:

Yeas—38

Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Baker	Geller	Rich
Bennett	Haridopolos	Saunders
Bullard	Hill	Sebesta
Campbell	Jones	Smith
Carlton	King	Villalobos
Clary	Klein	Webster
Constantine	Lawson	Wilson
Crist	Lynn	Wise
Dawson	Margolis	

Nays—None

Vote after roll call:

Yea—Siplin

**CS for SB 1600**—A bill to be entitled An act relating to child care; transferring, renumbering, and amending s. 402.3017, F.S.; revising requirements for the Teacher Education and Compensation Helps scholarship program; amending s. 402.302, F.S.; redefining the term “screening”; authorizing the screening of child care volunteers; amending s. 402.3055, F.S.; requiring an applicant, owner, or operator of a child care facility to sign an affidavit attesting to the accuracy of certain information; authorizing the Department of Children and Family Services to apply certain requirements for personnel in child care facilities to personnel in family day care homes and large family child care homes; amending s. 402.308, F.S.; requiring family day care homes that are required to be licensed and large family child care homes to have a license that is renewed annually; authorizing the Department of Children and Family Services to apply the specified procedures for administering a license to family day care homes and large family child care homes; amending s. 402.309, F.S.; authorizing the local licensing agency or the Department of Children and Family Services to issue a provisional license or registration to a child care facility, family day care home, or large family child care home; providing that a provisional license or registration may not be issued unless child care personnel are screened according to law; requiring the department to adopt rules for issuing, suspending, and revoking provisional licenses and registrations; amending s. 402.310, F.S.; providing that an increased administrative fine may be imposed in addition to or in lieu of other disciplinary actions; authorizing the department or local licensing agencies to convert a license or registration to probation status for a violation of certain laws and rules; authorizing the department or local licensing agencies to apply disciplinary actions to registered family day care homes; directing the department to adopt rules establishing grounds for imposing disciplinary actions for violations of certain laws and rules; directing the department to adopt rules to create a uniform system of procedures to use for disciplinary actions; creating s. 402.3105, F.S.; requiring the department to establish a database of information concerning violations, citations, and penalties imposed against child care facilities, family day care homes, and large family child care homes licensed by or registered

with the department and local licensing agencies; requiring the department to consult with the State Technology Office; specifying database capabilities and the uses of information contained therein; providing that implementation is not contingent upon an appropriation; amending s. 402.313, F.S.; removing conflicting provisions regarding an administrative fine; requiring the adoption of a rule establishing minimum standards for safety; a large family child care home; requiring the Office of Program Policy Analysis and Government Accountability to conduct a study of the Child Care Services Program Office of the Department of Children and Family Services and provide a report to the Legislature; repealing s. 402.313(1)(a), F.S., relating to the authority of the department or local licensing agency to impose an administrative fine against a large family child care home; providing an effective date.

—as amended April 20 was read the third time by title.

On motion by Senator Lynn, **CS for SB 1600** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Baker	Geller	Rich
Bennett	Haridopolos	Saunders
Bullard	Hill	Sebesta
Campbell	Jones	Siplin
Carlton	King	Smith
Clary	Klein	Villalobos
Constantine	Lawson	Webster
Crist	Lynn	Wilson
Dawson	Margolis	Wise

Nays—None

**SB 1512**—A bill to be entitled An act relating to drug abuse prevention and control; amending s. 893.13, F.S.; prohibiting the sale, manufacture, or delivery of controlled substances, or possession of controlled substances with intent to sell, manufacture, or deliver, within 1,000 feet of certain libraries; amending s. 921.0022, F.S.; ranking such offenses on the offense severity ranking chart of the Criminal Punishment Code; reenacting ss. 397.451(4)(b), 435.07(2), 772.12(2)(a), 893.1351, 903.133, 921.187(1)(a), 938.25, and 948.034(1), F.S., relating to background checks of substance abuse service provider personnel, exemptions from disqualification for employment, the Drug Dealer Liability Act, lease or rent for the purpose of trafficking in a controlled substance, prohibition on bail on appeal for certain felony convictions, disposition and sentencing, the Operating Trust Fund of the Department of Law Enforcement, and terms and conditions of probation, respectively, to incorporate the amendment to s. 893.13, F.S., in references thereto; providing applicability; providing an effective date.

—was read the third time by title.

Senator Aronberg moved the following amendment which was adopted by two-thirds vote:

**Amendment 1 (311228)(with title amendment)**—On page 2, line 11, after “*or library*” insert: *, not including a mobile library*

And the title is amended as follows:

On page 1, delete line 8 and insert: *certain libraries, not including mobile libraries; amending s. 921.0022, F.S.;*

On motion by Senator Aronberg, **SB 1512** as amended was passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39

Alexander	Baker	Carlton
Argenziano	Bennett	Clary
Aronberg	Bullard	Constantine
Atwater	Campbell	Crist

Dawson	King	Rich
Diaz de la Portilla	Klein	Saunders
Dockery	Lawson	Sebesta
Fasano	Lynn	Siplin
Garcia	Margolis	Smith
Geller	Miller	Villalobos
Haridopolos	Peaden	Webster
Hill	Posey	Wilson
Jones	Pruitt	Wise

Nays—None

**HB 1877**—A bill to be entitled An act relating to sexual predators and sexual offenders; providing a popular name; amending s. 216.136, F.S.; assigning an additional responsibility to the Criminal Justice Estimating Conference; amending s. 775.082, F.S.; providing for specified sentencing of persons convicted of the life felony offense in s. 800.04(5)(b), F.S.; creating s. 775.0821, F.S.; creating a felony offense for removing, altering, or failing to maintain an electronic monitoring device for the purpose of committing a crime; providing criminal penalties; amending s. 775.21, F.S.; revising criteria for sexual predator designation; requiring certain notification of sentence; providing for electronic monitoring; extending period for petition to remove sexual predator designation; creating s. 775.235, F.S.; prohibiting the harboring of a sexual predator or sexual offender; providing criminal penalties; amending s. 800.04, F.S.; providing that it is a life felony for an offender 18 years of age or older to commit lewd or lascivious molestation against a victim younger than 12 years of age; amending s. 921.0022, F.S.; revising ranking for certain offenses involving sexual predators and sexual offenders failing to comply with registration requirements; ranking offenses involving sexual predators and sexual offenders failing to comply with registration and other requirements; amending s. 921.141, F.S.; creating an aggravating circumstance pertaining to sexual predators for purposes of imposing the death penalty; amending s. 943.043, F.S.; requiring the Department of Corrections to share information with local law enforcement agencies to assist in determining the potential whereabouts of registered sexual predators and sexual offenders; amending s. 943.0435, F.S.; revising provisions relating to sexual offender registration; creating s. 943.04352, F.S.; requiring a search of the sexual offender and sexual predator registry by entities providing probation services; amending s. 944.606, F.S.; requiring the Department of Corrections to provide information regarding electronic monitoring to the Department of Law Enforcement; amending s. 944.607, F.S.; requiring sexual offenders sentenced to electronic monitoring to provide such information to the Department of Corrections and for such department to provide that information to the Department of Law Enforcement; amending s. 947.1405, F.S.; requiring sexual offenders and sexual predators on conditional release to be placed on electronic monitoring; requiring the Parole Commission to order sexual offenders and sexual predators on conditional release to be returned to prison until expiration of sentence for any material violation of supervision; creating s. 947.1406, F.S.; providing requirements for electronic monitoring of sexual offenders and sexual predators on conditional release; amending s. 948.06, F.S.; requiring electronic monitoring for any violation of probation or community control supervision by certain offenders and sexual predators; creating s. 948.061, F.S.; requiring the Department of Corrections to develop a risk assessment and alert system to monitor certain offenders placed on probation or community control; authorizing the department to adopt rules; requiring the department to have fingerprint-reading equipment and capability by a specified date; amending s. 948.11, F.S.; providing requirements for electronic monitoring of sexual offenders and sexual predators on community control or probation; amending s. 948.30, F.S.; requiring sexual offenders and sexual predators on community control or probation to be placed on electronic monitoring; requiring a study by the Office of Program Policy Analysis and Governmental Accountability of the effectiveness of Florida's sexual predator and sexual offender registration process and community and public notification provisions; providing for severability; providing an effective date.

—as amended April 20 was read the third time by title.

## RECONSIDERATION OF AMENDMENT

Senator Argenziano moved that the Senate reconsider the vote by which **Amendment 1 (244374)** as amended was adopted.

## MOTION

On motion by Senator Argenziano, the rules were waived to allow the following amendments to be considered:

Senator Argenziano moved the following amendments to **Amendment 1** which were adopted by two-thirds vote:

**Amendment 1B (081648)**—On page 41, line 28, delete “*sheriff’s office*” and insert: *county jail*

**Amendment 1C (823490)**—On page 53, line 29, after the period (.) insert: *Procurement of electronic monitoring services under this act shall be by invitation to bid as defined in section 287.057, Florida Statutes.*

**Amendment 1D (362802)**—On page 45, line 19, after the period (.) insert: *Procurement of electronic monitoring services under this subsection shall be by invitation to bid as defined in s. 287.057.*

**Amendment 1** as amended was adopted by two-thirds vote.

On motions by Senator Argenziano, **HB 1877** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—40

Mr. President	Diaz de la Portilla	Peaden
Alexander	Dockery	Posey
Argenziano	Fasano	Pruitt
Aronberg	Garcia	Rich
Atwater	Geller	Saunders
Baker	Haridopolos	Sebesta
Bennett	Hill	Siplin
Bullard	Jones	Smith
Campbell	King	Villalobos
Carlton	Klein	Webster
Clary	Lawson	Wilson
Constantine	Lynn	Wise
Crist	Margolis	
Dawson	Miller	

Nays—None

**CS for SB 1868**—A bill to be entitled An act relating to health care; amending s. 395.003, F.S.; extending by 1 year the moratorium on approving additional emergency departments located off the premises of a licensed hospital; amending s. 395.1027, F.S.; requiring that the regional poison control centers be certified; requiring a health care facility or practitioner to release a patient’s medical records upon request of a regional poison control center under certain circumstances; amending ss. 395.3025 and 456.057, F.S.; authorizing a regional poison control center to disclose a patient’s medical records for purposes of treatment and case management, and to comply with data-collection requirements of the state and the poison control organization that certifies poison control centers in accordance with federal law; providing an effective date.

—was read the third time by title.

On motion by Senator Atwater, **CS for SB 1868** was passed and certified to the House. The vote on passage was:

Yeas—39

Alexander	Constantine	Jones
Argenziano	Crist	King
Aronberg	Dawson	Klein
Atwater	Diaz de la Portilla	Lawson
Baker	Dockery	Lynn
Bennett	Fasano	Margolis
Bullard	Garcia	Miller
Campbell	Geller	Peaden
Carlton	Haridopolos	Posey
Clary	Hill	Pruitt

Rich	Siplin	Webster
Saunders	Smith	Wilson
Sebesta	Villalobos	Wise

Nays—None

**CS for SB 2196**—A bill to be entitled An act relating to trust funds; creating s. 985.4043, F.S.; creating the Shared County/State Juvenile Detention Trust Fund within the Department of Juvenile Justice; providing for sources of funds and purposes; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the third time by title.

On motion by Senator Crist, **CS for SB 2196** was passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—39

Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Baker	Geller	Rich
Bennett	Haridopolos	Saunders
Bullard	Hill	Sebesta
Campbell	Jones	Siplin
Carlton	King	Smith
Clary	Klein	Villalobos
Constantine	Lawson	Webster
Crist	Lynn	Wilson
Dawson	Margolis	Wise

Nays—None

**CS for SB 2228**—A bill to be entitled An act relating to asbestos-related claims; providing legislative findings and intent; defining terms related to asbestos-related claims; providing that the limitations of liabilities in the act apply to a corporation that is a successor and became a successor before January 1, 1972; providing exceptions to the limitations of the act; providing that the cumulative successor asbestos-related liabilities of a corporation are limited to the fair market value of the total gross assets of the transferor determined as of the time of the merger or consolidation; providing an exception; providing methods by which to establish fair market value of total gross assets; providing for the fair market value of total gross assets at the time of a merger or consolidation to increase annually; providing a methodology by which the fair market value of the assets is increased; requiring that the courts liberally construe the act; providing for severability; providing for applicability; providing an effective date.

—was read the third time by title.

On motion by Senator Webster, **CS for SB 2228** was passed and certified to the House. The vote on passage was:

Yeas—39

Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Baker	Geller	Rich
Bennett	Haridopolos	Saunders
Bullard	Hill	Sebesta
Campbell	Jones	Siplin
Carlton	King	Smith
Clary	Klein	Villalobos
Constantine	Lawson	Webster
Crist	Lynn	Wilson
Dawson	Margolis	Wise

Nays—None

**CS for CS for SB 1446**—A bill to be entitled An act relating to state financial matters; amending s. 121.021, F.S.; clarifying that the State Board of Administration may require that a member of the Florida Retirement System provide evidence of termination; amending s. 121.091, F.S.; providing that a member of the Public Employee Optional Retirement Program may not return to employment with an employer under the Florida Retirement System until after being terminated for 3 calendar months; providing an exception for those members who have reached the normal retirement requirements of the defined benefit plan; amending s. 121.35, F.S.; changing the requirements of the Department of Management Services' designation of a fifth company to provide services under the state university optional retirement program; amending s. 121.4501, F.S.; redefining the terms "eligible employee" and "participant" for purposes of the Public Employee Optional Retirement Program; prescribing certain conditions on participation in the program; deleting references to the program's advisory committees; prescribing procedures for, and certain presumptions relating to, designation of beneficiaries; providing for participation by terminated DROP participants; amending s. 121.591, F.S.; providing for cancellation of certain payment instruments under the program when not presented for payment; providing for payment upon subsequent application and for forfeiture when not claimed within a certain period; providing that members of the Public Employee Optional Retirement Program may not receive a distribution from their account until after being terminated for 3 calendar months; providing an exception; providing for designation of beneficiaries for death benefits; amending s. 215.47, F.S.; authorizing investments in asset-backed securities; providing an effective date.

—was read the third time by title.

On motion by Senator Argenziano, **CS for CS for SB 1446** was passed and certified to the House. The vote on passage was:

Yeas—39

Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Baker	Geller	Rich
Bennett	Haridopolos	Saunders
Bullard	Hill	Sebesta
Campbell	Jones	Siplin
Carlton	King	Smith
Clary	Klein	Villalobos
Constantine	Lawson	Webster
Crist	Lynn	Wilson
Dawson	Margolis	Wise

Nays—None

Consideration of **CS for SB 718** was deferred.

On motion by Senator Bennett, by two-thirds vote **HB 951** was withdrawn from the Committees on Community Affairs; and Transportation and Economic Development Appropriations.

On motion by Senator Bennett, by two-thirds vote—

**HB 951**—A bill to be entitled An act relating to the Florida Small Cities Community Development Block Grant Program; amending s. 290.0411, F.S.; revising legislative intent; amending s. 290.044, F.S.; revising grant program categories; eliminating the requirement for distribution of certain categorical funds to be established by the Legislature; authorizing the Department of Community Affairs to allocate funds for emergency and natural disaster related activities; providing an effective date.

—a companion measure, was substituted for **CS for SB 2284** and read the second time by title. On motion by Senator Bennett, by two-thirds vote **HB 951** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Baker	Geller	Rich
Bennett	Haridopolos	Saunders
Bullard	Hill	Sebesta
Campbell	Jones	Siplin
Carlton	King	Smith
Clary	Klein	Villalobos
Constantine	Lawson	Webster
Crist	Lynn	Wilson
Dawson	Margolis	Wise

Nays—None

Consideration of **CS for CS for SB 334** was deferred.

On motion by Senator Rich, by two-thirds vote **HB 913** was withdrawn from the Committees on Environmental Preservation; and Government Efficiency Appropriations.

On motion by Senator Rich, by two-thirds vote—

**HB 913**—A bill to be entitled An act relating to littering; amending s. 403.413, F.S.; revising the prohibition against dumping litter on private property; increasing the civil penalty for littering; dedicating a portion of the increase to the Solid Waste Management Trust Fund; providing an effective date.

—a companion measure, was substituted for **CS for SB 1774** and read the second time by title.

## MOTION

On motion by Senator Rich, the rules were waived to allow the following amendment to be considered:

Senator Rich moved the following amendment which was adopted:

**Amendment 1 (114810)(with title amendment)**—Delete everything after the enacting clause and insert:

Section 1. Paragraph (a) of subsection (6) of section 403.413, Florida Statutes, is amended to read:

403.413 Florida Litter Law.—

(6) PENALTIES; ENFORCEMENT.—

(a) Any person who dumps litter in violation of subsection (4) in an amount not exceeding 15 pounds in weight or 27 cubic feet in volume and not for commercial purposes is guilty of a noncriminal infraction, punishable by a civil penalty of \$100, from which \$50 shall be deposited into the Solid Waste Management Trust Fund to be used for the solid waste management grant program pursuant to s. 403.7095 §50. In addition, the court may require the violator to pick up litter or perform other labor commensurate with the offense committed.

Section 2. This act shall take effect July 1, 2005.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to the Florida Litter Law; amending s. 403.413, F.S.; increasing the fine for a noncriminal infraction of the Florida Litter Law from \$50 to \$100; dedicating a portion of the increase to the Solid Waste Management Trust Fund; providing a use for such funds; providing an effective date.

On motion by Senator Rich, by two-thirds vote **HB 913** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Baker	Geller	Rich
Bennett	Haridopolos	Sebesta
Bullard	Hill	Siplin
Campbell	Jones	Smith
Carlton	King	Villalobos
Clary	Klein	Webster
Constantine	Lawson	Wilson
Crist	Lynn	Wise
Dawson	Margolis	

Nays—None

Vote after roll call:

Yea—Saunders

---

**SB 2296**—A bill to be entitled An act relating to pharmacy practice; amending s. 465.003, F.S.; redefining the term “practice of the profession of pharmacy” to include the administering of influenza virus immunizations to adults by a pharmacist within an established protocol and under a supervisory practitioner who is a licensed physician or by written agreement with a county health department; providing requirements for the protocol; requiring professional liability insurance, training and certification in immunization, and employer approval before entering into a protocol; requiring a pharmacist to maintain and make available patient records for a certain time period; providing requirements for the certification program; providing an effective date.

—as amended April 20 was read the third time by title.

On motion by Senator Bennett, **SB 2296** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Baker	Geller	Rich
Bennett	Haridopolos	Saunders
Bullard	Hill	Sebesta
Campbell	Jones	Siplin
Carlton	King	Smith
Clary	Klein	Villalobos
Constantine	Lawson	Webster
Crist	Lynn	Wilson
Dawson	Margolis	Wise

Nays—None

---

**HB 531**—A bill to be entitled An act relating to certificates of release for mortgages; creating s. 701.041, F.S.; providing definitions; providing for the issuance of a certificate of release for a mortgage by a title insurer or its authorized agent for certain purposes; providing for recordation; specifying contents of a certificate of release; requiring execution, acknowledgment, and recordation of a certificate of release by certain entities; providing requirements for appointment of an agent for execution purposes; providing for effect of a certificate of release; providing for liability of title insurers under certain circumstances; providing criteria for recording multiple certificates of release; providing application; requiring the Financial Services Commission to adopt rules establishing an actuarially sound premium charge for certificates of release; repealing s. 701.05, F.S., relating to failing or refusing to satisfy a lien and punishment therefor; providing an effective date.

—was read the third time by title.

On motion by Senator Atwater, **HB 531** was passed and certified to the House. The vote on passage was:

Yeas—37

Alexander	Dockery	Posey
Argenziano	Fasano	Pruitt
Aronberg	Garcia	Rich
Atwater	Geller	Saunders
Baker	Haridopolos	Sebesta
Bullard	Hill	Siplin
Campbell	Jones	Smith
Carlton	King	Villalobos
Clary	Klein	Webster
Constantine	Lawson	Wilson
Crist	Lynn	Wise
Dawson	Miller	
Diaz de la Portilla	Peaden	

Nays—None

Vote after roll call:

Yea—Bennett

---

**CS for CS for SB 572**—A bill to be entitled An act relating to consumer protection; amending s. 501.160, F.S.; providing criminal penalties for any person who fails to possess an occupational license and offers goods and services for sale to the public during a declared state of emergency; providing that this provision shall not apply to certain organizations; providing that failure to possess such a license constitutes reasonable cause to detain such person for a reasonable amount of time and in a reasonable manner; amending s. 252.36, F.S.; providing the Governor with certain emergency management powers; providing an effective date.

—was read the third time by title.

On motion by Senator Garcia, **CS for CS for SB 572** was passed and certified to the House. The vote on passage was:

Yeas—38

Alexander	Diaz de la Portilla	Peaden
Argenziano	Dockery	Posey
Aronberg	Fasano	Pruitt
Atwater	Garcia	Rich
Baker	Geller	Saunders
Bennett	Haridopolos	Sebesta
Bullard	Hill	Siplin
Campbell	Jones	Smith
Carlton	King	Villalobos
Clary	Klein	Webster
Constantine	Lawson	Wilson
Crist	Lynn	Wise
Dawson	Miller	

Nays—None

---

Consideration of **SB 1678** was deferred.

---

**HB 763**—A bill to be entitled An act relating to critical access hospitals; amending s. 395.002, F.S.; revising the definition of “hospital” to provide an exception with regard to facilities offered by a critical access hospital; revising the definition of “intensive residential treatment programs for children and adolescents” to include additional accrediting organizations for purposes of licensure of such programs; correcting a cross reference; amending s. 395.003, F.S.; extending the moratorium on approving additional emergency departments located off the premises of licensed hospitals; providing for additional accrediting organizations for purposes of licensure of intensive residential treatment programs; correcting a cross reference; amending s. 395.602, F.S.; revising the definition of “rural hospital” to conform to changes made by the act; amending s. 408.07, F.S.; defining the term “critical access hospital”; revising the definition of “rural hospital”; amending ss. 408.061, 458.345, and 459.021, F.S.; conforming cross references; providing an effective date.



—was read the third time by title.

On motion by Senator Peaden, **HB 763** was passed and certified to the House. The vote on passage was:

Yeas—39

Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Baker	Geller	Rich
Bennett	Haridopolos	Saunders
Bullard	Hill	Sebesta
Campbell	Jones	Siplin
Carlton	King	Smith
Clary	Klein	Villalobos
Constantine	Lawson	Webster
Crist	Lynn	Wilson
Dawson	Margolis	Wise

Nays—None

---

**CS for SB 1318**—A bill to be entitled An act relating to underground petroleum storage tanks; amending s. 376.3071, F.S.; directing the Department of Environmental Protection to encumber petroleum remediation funds uniformly throughout the state's fiscal year; providing for a prioritization within a priority scoring range; providing that limited source removal projects approved outside the established priority order may be funded from the Inland Protection Trust Fund; providing a priority order for these projects; limiting the use of the funds to certain specified purposes; limiting the amount of money allocated to such projects each fiscal year; providing for the repeal of the law on a specified date; amending s. 376.30713, F.S.; providing that the preapproved advanced cleanup provisions may apply to certain discharges under the petroleum cleanup participation program; amending s. 376.3075, F.S.; authorizing the Inland Protection Financing Corporation to borrow money and issue bonds to pay for large-scale cleanups that are eligible for state funding; requiring submission of a plan by the Inland Protection Financing Corporation prior to the issuance of certain debt; requiring the department to obtain legislative authorization for certain debt-financed cleanup projects and payments; extending the termination date of the corporation; creating s. 376.30715, F.S.; providing that certain contaminated sites acquired prior to July 1, 1990, are eligible for state financial cleanup assistance; providing an effective date.

—was read the third time by title.

On motion by Senator Baker, **CS for SB 1318** was passed and certified to the House. The vote on passage was:

Yeas—39

Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Baker	Geller	Rich
Bennett	Haridopolos	Saunders
Bullard	Hill	Sebesta
Campbell	Jones	Siplin
Carlton	King	Smith
Clary	Klein	Villalobos
Constantine	Lawson	Webster
Crist	Lynn	Wilson
Dawson	Margolis	Wise

Nays—None

---

**SB 2574**—A bill to be entitled An act relating to dentistry; amending s. 466.004, F.S.; limiting the time a member may serve on the Board of Dentistry; amending s. 466.006, F.S.; clarifying examination provisions; amending s. 466.007, F.S.; reducing the postsecondary education required to take the licensing examination; amending s. 466.0135, F.S.;

authorizing the board to authorize a continuing education practice-management course; amending s. 466.021, F.S.; increasing the time that certain work orders must be retained; amending s. 466.025, F.S.; providing for the board to issue temporary certificates to certain unlicensed persons practicing in government facilities; providing an effective date.

—was read the third time by title.

On motion by Senator Atwater, **SB 2574** was passed and certified to the House. The vote on passage was:

Yeas—39

Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Baker	Geller	Rich
Bennett	Haridopolos	Saunders
Bullard	Hill	Sebesta
Campbell	Jones	Siplin
Carlton	King	Smith
Clary	Klein	Villalobos
Constantine	Lawson	Webster
Crist	Lynn	Wilson
Dawson	Margolis	Wise

Nays—None

---

**CS for SB 1244**—A bill to be entitled An act relating to the tax on gross receipts for utility services; amending s. 203.01, F.S.; providing for a tax on utility services delivered to a retail consumer in this state; providing for a tax on the gross receipts of a distribution company providing delivery of electricity to a retail consumer, based on an index price; providing for an annual calculation of the index price; providing for a tax reduction by refund for a like tax paid to another jurisdiction; providing for a tax on the gross receipts of a distribution company providing for the sale or transportation of natural gas or manufactured gas to a retail consumer, based on an index price; providing for an annual calculation of the index price; providing for a tax reduction by refund for similar taxes paid to another jurisdiction; providing for a tax on the cost price of electricity, natural gas, or manufactured gas to be paid by any person who causes these products to be severed or imported into the state for that person's own use; revising obsolete provisions; providing that the tax does not apply to certain sales, transportation, delivery, or uses; providing that a written certificate of entitlement to the exclusion from tax for persons eligible for an exemption under s. 212.08(7)(ff)2., F.S., relieves the seller or person providing transportation or delivery from responsibility of remitting tax; requiring any person who transports natural or manufactured gas to furnish a list of customers to the Department of Revenue; amending s. 203.012, F.S.; redefining the term "utility service"; defining the term "distribution company"; authorizing the executive director of the Department of Revenue to adopt emergency rules to implement the act; providing an amnesty for unpaid gross receipts tax, penalties, and interest on unpaid gross receipts tax otherwise due for selling natural gas in this state; providing conditions for the amnesty; providing limitations for the amnesty; authorizing the executive director of the Department of Revenue to adopt emergency rules to implement the amnesty; providing an effective date.

—as amended April 20 was read the third time by title.

On motion by Senator Alexander, **CS for SB 1244** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

Alexander	Clary	Haridopolos
Argenziano	Constantine	Hill
Aronberg	Crist	Jones
Atwater	Dawson	King
Baker	Diaz de la Portilla	Klein
Bennett	Dockery	Lawson
Bullard	Fasano	Lynn
Campbell	Garcia	Margolis
Carlton	Geller	Miller

Peaden  
Posey  
Pruitt  
Rich  
Nays—None

Saunders  
Sebesta  
Siplin  
Smith

Villalobos  
Webster  
Wilson  
Wise

Lynn  
Margolis  
Miller  
Peaden  
Posey

Pruitt  
Rich  
Saunders  
Sebesta  
Siplin

Smith  
Villalobos  
Webster  
Wilson  
Wise

Nays—None

**CS for SB 1094**—A bill to be entitled An act relating to the Blood Donor Protection Act; creating s. 381.0043, F.S.; providing a popular name; providing that no blood bank or subsidiary or affiliate thereof or employee or agent of a blood bank or subsidiary or affiliate thereof may be compelled to disclose the identity or identifying characteristics of any person who donates blood or any blood components; providing an exception; providing an effective date.

—was read the third time by title.

On motion by Senator Smith, **CS for SB 1094** was passed and certified to the House. The vote on passage was:

Yeas—39

Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Baker	Geller	Rich
Bennett	Haridopolos	Saunders
Bullard	Hill	Sebesta
Campbell	Jones	Siplin
Carlton	King	Smith
Clary	Klein	Villalobos
Constantine	Lawson	Webster
Crist	Lynn	Wilson
Dawson	Margolis	Wise

Nays—None

**CS for SB 1438**—A bill to be entitled An act relating to consumer services; amending s. 493.6101, F.S.; expanding the definition of the term “repossession” for purposes of the regulation of repossession services; amending s. 493.6102, F.S.; revising the applicability of ch. 493, F.S., governing private investigative, private security, and repossession services; amending s. 493.6110, F.S.; revising insurance requirements for licensure under ch. 493, F.S.; providing insurance requirements with respect to Class “B” security agencies; amending s. 493.6118, F.S.; revising the grounds for disciplinary action against a person or entity that is licensed as, or an applicant for licensure as, a recovery agency, recovery agent, or recovery agent intern; amending s. 493.6403, F.S.; revising licensure requirements for recovery agent managers and recovery agents, to conform; amending s. 493.6404, F.S.; revising requirements for the inventory of certain personal effects or property contained in or on repossessed property, to conform; amending s. 493.6405, F.S.; providing a penalty for the unauthorized sale of repossessed aircraft, personal watercraft, all-terrain vehicles, farm equipment, or industrial equipment by a recovery agent or recovery agent intern and for failure to remit the net proceeds from the sale of such repossessed property to the owner or lienholder; providing an effective date.

—was read the third time by title.

On motion by Senator Wise, **CS for SB 1438** was passed and certified to the House. The vote on passage was:

Yeas—39

Alexander	Carlton	Garcia
Argenziano	Clary	Geller
Aronberg	Constantine	Haridopolos
Atwater	Crist	Hill
Baker	Dawson	Jones
Bennett	Diaz de la Portilla	King
Bullard	Dockery	Klein
Campbell	Fasano	Lawson

**CS for CS for SB 186**—A bill to be entitled An act relating to sexually transmissible disease testing and reporting; amending s. 381.004, F.S.; prohibiting the disclosure of a positive preliminary HIV test result to any person except as specifically authorized; providing that certain HIV test results are preliminary and may be released in accordance with federal requirements; providing that a pregnant woman’s informed consent is not required; amending s. 384.25, F.S.; requiring the reporting of a result indicative of HIV or AIDS; requiring the Department of Health to adopt rules specifying certain information, including the maximum time period for reporting a sexually transmissible disease; requiring the use of a system developed by the Centers for Disease Control or its equivalent for the confidential reporting of HIV infection or AIDS; requiring the department to adopt rules governing the reporting of HIV-exposed infants or newborns; deleting a provision requiring the reporting of diagnosed AIDS cases based upon certain criteria; deleting a provision requiring that physicians and laboratories report certain cases of HIV infection; deleting a requirement that the department submit an annual report to the Legislature; amending s. 384.31, F.S.; requiring that certain health care professionals who attend a pregnant woman test for sexually transmissible diseases and HIV; requiring that a pregnant woman be informed of tests for sexually transmissible diseases and her right to refuse; requiring that a written statement of objection to testing for sexually transmissible diseases be placed in the pregnant woman’s medical records; deleting a requirement that a health care provider counsel a pregnant woman concerning HIV testing; deleting a provision that provides immunity from liability to a health care provider who counsels a pregnant woman who objects to HIV testing; providing an effective date.

—was read the third time by title.

On motion by Senator Lynn, **CS for CS for SB 186** was passed and certified to the House. The vote on passage was:

Yeas—39

Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Baker	Geller	Rich
Bennett	Haridopolos	Saunders
Bullard	Hill	Sebesta
Campbell	Jones	Siplin
Carlton	King	Smith
Clary	Klein	Villalobos
Constantine	Lawson	Webster
Crist	Lynn	Wilson
Dawson	Margolis	Wise

Nays—None

**CS for SB 656**—A bill to be entitled An act relating to law enforcement and correctional officers; providing a popular name; amending s. 112.19, F.S.; providing death benefits for law enforcement, correctional, or correctional probation officers in certain circumstances; amending s. 112.532, F.S.; providing a limitations period for certain actions involving the discipline, demotion, or dismissal of a law enforcement officer or correctional officer; providing for written notification of such actions; providing exceptions to the limitations period; providing for the reopening of investigations and subsequent disciplinary action in certain circumstances; reenacting ss. 110.123(4)(e), 112.19(3), as amended by chs. 2002-191 and 2004-357, Laws of Florida, 112.19(3), as amended by chs. 2002-232, 2003-1, and 2004-357, Laws of Florida, 250.34(4), 285.18(2)(c), 943.04(2)(d), and 943.68(2), F.S., relating to contributions under the state group insurance program, educational benefits for children and

spouses of certain law enforcement personnel, benefits for certain members of the Florida National Guard, benefits for certain law enforcement personnel employed by tribal councils, benefits for certain law enforcement personnel employed by the Department of Law Enforcement in the Criminal Justice Investigations and Forensic Science Program, and benefits for certain law enforcement personnel employed by the Department of Law Enforcement to provide certain security involving the Governor, respectively, for the purpose of incorporating the amendment to s. 112.19, F.S., in references thereto; amending s. 943.22, F.S.; revising definitions relating to qualification of certain law enforcement officers for a salary incentive program; providing applicability; providing an effective date.

—as amended April 20 was read the third time by title.

On motion by Senator Haridopolos, **CS for SB 656** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Baker	Geller	Rich
Bennett	Haridopolos	Saunders
Bullard	Hill	Sebesta
Campbell	Jones	Siplin
Carlton	King	Smith
Clary	Klein	Villalobos
Constantine	Lawson	Webster
Crist	Lynn	Wilson
Dawson	Margolis	Wise

Nays—None

**CS for CS for CS for SB 1010**—A bill to be entitled An act relating to administrative procedures; amending s. 11.60, F.S.; revising duties of the Administrative Procedures Committee with respect to its review of statutes; amending s. 57.111, F.S.; redefining the term “small business” to include certain specified individuals whose net worth does not exceed a specified amount; amending s. 120.54, F.S.; requiring an agency to file a notice of change with the Administrative Procedures Committee; revising times for filing rules for adoption; providing for the form and provisions of bonds; revising applicability of certain uniform rules; amending s. 120.55, F.S.; requiring that certain information be included in forms incorporated by reference in rules; requiring information to be published electronically on an Internet website; providing that such publication does not preclude other publications; providing additional duties of the Department of State with respect to publications; providing requirements for the Internet website; amending s. 120.551, F.S.; postponing the repeal of this section, relating to Internet publication; amending s. 120.56, F.S.; revising provisions relating to withdrawal of challenged rules; amending s. 120.569, F.S.; prescribing circumstances under which the time for filing a petition for hearing must be extended; amending s. 120.57, F.S.; requiring a final order to include an explicit ruling on each exception to the recommended order; providing when certain orders become effective; requiring that additional information be included in notices relating to protests of contract solicitations or awards; amending s. 120.65, F.S.; requiring the Division of Administrative Hearings to include certain recommendations in its annual report to the Administrative Procedures Committee; amending s. 120.74, F.S.; requiring agency reports to be filed with the Administrative Procedures Committee; requiring that the annual report filed by an agency identify the types of cases or disputes in which it is involved which should be conducted under the summary hearing process; requiring the Department of State to provide certain assistance to agencies in their transition to publishing on the Florida Administrative Weekly Internet website; providing effective dates.

—as amended April 20 was read the third time by title.

On motion by Senator Bennett, **CS for CS for CS for SB 1010** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Baker	Geller	Rich
Bennett	Haridopolos	Saunders
Bullard	Hill	Sebesta
Campbell	Jones	Siplin
Carlton	King	Smith
Clary	Klein	Villalobos
Constantine	Lawson	Webster
Crist	Lynn	Wilson
Dawson	Margolis	Wise

Nays—None

**SB 1122**—A bill to be entitled An act relating to third-party liability; amending s. 213.053, F.S.; expanding the authority of the Department of Revenue to provide the Agency for Health Care Administration with tax information; reenacting s. 206.27(2), F.S., relating to records and files as public records, to incorporate the amendment to s. 213.053, F.S., in a reference thereto; amending s. 409.910, F.S.; requiring third-party liability administrators and pharmacy benefits managers to provide certain records and information relating to payments on behalf of Medicaid-eligible persons; amending s. 733.2121, F.S.; requiring the personal representative of a decedent to provide a copy of a death certificate to the Agency for Health Care Administration; providing an effective date.

—was read the third time by title.

On motion by Senator Saunders, **SB 1122** was passed and certified to the House. The vote on passage was:

Yeas—39

Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Baker	Geller	Rich
Bennett	Haridopolos	Saunders
Bullard	Hill	Sebesta
Campbell	Jones	Siplin
Carlton	King	Smith
Clary	Klein	Villalobos
Constantine	Lawson	Webster
Crist	Lynn	Wilson
Dawson	Margolis	Wise

Nays—None

**CS for SB 1722**—A bill to be entitled An act relating to multiservice senior centers; creating s. 430.901, F.S.; providing a definition and purposes of a “multiservice senior center”; renumbering and amending s. 430.206, F.S.; providing for certain accreditation; amending s. 430.203, F.S.; repealing a definition of “multiservice senior center,” to conform; amending s. 430.205, F.S.; providing that activities of a community care service area may be directed from a multiservice senior center as defined in s. 430.901, F.S.; providing an effective date.

—as amended April 20 was read the third time by title.

On motion by Senator Fasano, **CS for SB 1722** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

Alexander	Bennett	Constantine
Argenziano	Bullard	Crist
Aronberg	Campbell	Dawson
Atwater	Carlton	Diaz de la Portilla
Baker	Clary	Dockery

Fasano	Lawson	Saunders
Garcia	Lynn	Sebesta
Geller	Margolis	Siplin
Haridopolos	Miller	Smith
Hill	Peaden	Villalobos
Jones	Posey	Webster
King	Pruitt	Wilson
Klein	Rich	Wise

Nays—None

**CS for SB 1118**—A bill to be entitled An act relating to motor vehicle crash reports; amending s. 316.003, F.S.; defining the term “victim services programs”; amending s. 316.066, F.S.; providing for victim services programs to immediately obtain vehicle crash reports; providing an effective date.

—was read the third time by title.

On motion by Senator Saunders, **CS for SB 1118** was passed and certified to the House. The vote on passage was:

Yeas—39

Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Baker	Geller	Rich
Bennett	Haridopolos	Saunders
Bullard	Hill	Sebesta
Campbell	Jones	Siplin
Carlton	King	Smith
Clary	Klein	Villalobos
Constantine	Lawson	Webster
Crist	Lynn	Wilson
Dawson	Margolis	Wise

Nays—None

**CS for CS for SB 328**—A bill to be entitled An act relating to automated external defibrillators in law enforcement vehicles; providing legislative findings and intent; providing definitions; requiring the Department of Law Enforcement to administer a grant program to fund the placement of automated external defibrillators in law enforcement vehicles; limiting the amount of such grants to amounts specifically appropriated; providing for administrative costs; requiring a law enforcement agency to provide matching funds when making a grant request; providing an exception; providing for priority consideration for certain applications; requiring the department to adopt rules; providing an effective date.

—was read the third time by title.

On motion by Senator Fasano, **CS for CS for SB 328** was passed and certified to the House. The vote on passage was:

Yeas—39

Alexander	Crist	Klein
Argenziano	Dawson	Lawson
Aronberg	Diaz de la Portilla	Lynn
Atwater	Dockery	Margolis
Baker	Fasano	Miller
Bennett	Garcia	Peaden
Bullard	Geller	Posey
Campbell	Haridopolos	Pruitt
Carlton	Hill	Rich
Clary	Jones	Saunders
Constantine	King	Sebesta

Siplin	Villalobos	Wilson
Smith	Webster	Wise

Nays—None

**SB 252**—A bill to be entitled An act relating to Florida Retirement System benefits; amending s. 121.182, F.S.; authorizing municipalities to purchase annuities for municipal personnel in the same manner as counties may for county personnel; providing an effective date.

—was read the third time by title.

On motion by Senator Fasano, **SB 252** was passed and certified to the House. The vote on passage was:

Yeas—39

Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Baker	Geller	Rich
Bennett	Haridopolos	Saunders
Bullard	Hill	Sebesta
Campbell	Jones	Siplin
Carlton	King	Smith
Clary	Klein	Villalobos
Constantine	Lawson	Webster
Crist	Lynn	Wilson
Dawson	Margolis	Wise

Nays—None

**HB 385**—A bill to be entitled An act relating to state facility designations; designating Ramon Puig Way, Shawn O'Dare Way, Marge Pearson Way, and Jorge L. Cabrera Way in Miami-Dade County; designating the Correction Officers Memorial Bridge in Bradford and Union Counties; designating Martin Andersen Beachline Expressway in Orange and Brevard Counties; designating Daniel Webster Western Beltway in Orange County; designating Robert F. Grim, Sr., Memorial Parkway in Volusia County; designating Veteran's Memorial Boulevard in Walton County; designating the Southeastern Guide Dog Overpass in Manatee County; designating the Joseph O. Striska Florida Welcome Center in Hamilton County; designating Purple Heart Memorial Highway in Highlands County; repealing s. 25 of ch. 2004-392, Laws of Florida, relating to the designation of St. Petersburg/William C. Cramer Parkway in Pinellas County; designating St. Petersburg Parkway/William C. Cramer Memorial Highway in Pinellas County; designating Richard E. "Pete" Damon Bridge in Palm Beach County; designating Alexander Alden Ware Memorial Cable Barrier System in Palm Beach, St. Lucie, and Miami-Dade Counties; directing the Department of Transportation to erect suitable markers; designating Jorge L. Cabrera Way, Roi Henri Christophe Boulevard, Charles Summer Boulevard, Capois-La-Mort Boulevard, and Jean Baptiste Point du Sable Boulevard in Miami-Dade County; directing the Department of Transportation to erect suitable markers; providing an effective date.

—as amended April 20 was read the third time by title.

## RECONSIDERATION OF AMENDMENT

On motion by Senator Crist, the Senate reconsidered the vote by which **Amendment 1 (985940)** as amended was adopted.

## MOTION

On motion by Senator Crist, the rules were waived to allow the following amendment to be considered:

Senators Crist and Miller offered the following amendment to **Amendment 1** which was moved by Senator Crist and adopted by two-thirds vote:

**Amendment 1C (714226)(with title amendment)**—On page 4, line 6, insert:

Section 31. *Art Pepin Boulevard designated; Department of Transportation to erect suitable markers.*—

(1) *That portion of 56th Street between Fletcher Avenue and Dr. Martin Luther King Boulevard in Hillsborough County is designated as "Art Pepin Boulevard."*

(2) *The Department of Transportation is directed to erect suitable markers designating Art Pepin Boulevard as described in subsection (1).*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 4, line 27, after the semicolon (;) insert: designating Art Pepin Boulevard in Hillsborough County; directing the Department of Transportation to erect suitable markers;

**Amendment 1** as amended was adopted by two-thirds vote.

On motion by Senator Lynn, **HB 385** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Baker	Geller	Rich
Bennett	Haridopolos	Saunders
Bullard	Hill	Sebesta
Campbell	Jones	Siplin
Carlton	King	Smith
Clary	Klein	Villalobos
Constantine	Lawson	Webster
Crist	Lynn	Wilson
Dawson	Margolis	Wise

Nays—None

Consideration of **SB 574** was deferred.

**SB 670**—A bill to be entitled An act relating to community colleges; amending s. 1009.23, F.S.; revising provisions relating to the fee for capital improvements, technology enhancements, or equipping student buildings and the use thereof; providing requirements for the issuance and validation of bonds; revising provisions relating to the allocation for child care centers; providing an effective date.

—as amended April 20 was read the third time by title.

On motion by Senator Jones, **SB 670** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Baker	Geller	Rich
Bennett	Haridopolos	Saunders
Bullard	Hill	Sebesta
Campbell	Jones	Siplin
Carlton	King	Smith
Clary	Klein	Villalobos
Constantine	Lawson	Webster
Crist	Lynn	Wilson
Dawson	Margolis	Wise

Nays—None

**CS for CS for SB 626**—A bill to be entitled An act relating to environmental health; creating s. 381.0069, F.S.; providing for the regulation of portable restroom contracting; providing definitions; requiring a portable restroom contractor to apply for registration with the Department of Health; providing requirements for registration, including an examination; providing for administration; providing rulemaking authority; providing for renewal of registration, including continuing education; providing for authorization of business entities providing portable restroom contracting services under a fictitious name; providing grounds for suspension or revocation of registration or authorization; providing fees; providing penalties and prohibitions; amending s. 381.0061, F.S.; authorizing imposition of an administrative fine for violating portable restroom contracting requirements; amending s. 381.0065, F.S.; specifying the department's powers and duties with respect to regulating portable restroom facilities and the individuals or businesses that provide and service such facilities; authorizing the department to enter the business premises of any portable restroom contractor to determine compliance and for the purpose of enforcement; authorizing issuance of a citation for a violation of portable restroom contracting requirements which may contain an order of correction or a fine; providing an effective date.

—was read the third time by title.

On motion by Senator Constantine, **CS for CS for SB 626** was passed and certified to the House. The vote on passage was:

Yeas—39

Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Baker	Geller	Rich
Bennett	Haridopolos	Saunders
Bullard	Hill	Sebesta
Campbell	Jones	Siplin
Carlton	King	Smith
Clary	Klein	Villalobos
Constantine	Lawson	Webster
Crist	Lynn	Wilson
Dawson	Margolis	Wise

Nays—None

**SB 1678**—A bill to be entitled An act relating to public school class size; amending s. 1003.03, F.S.; revising provisions relating to determination of class size averages for purpose of compliance with class size maximums; providing for reversal of class size reduction operating categorical transfers under certain circumstances; providing an effective date.

—as amended April 20 was read the third time by title.

On motion by Senator Alexander, **SB 1678** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Baker	Geller	Rich
Bennett	Haridopolos	Saunders
Bullard	Hill	Sebesta
Campbell	Jones	Siplin
Carlton	King	Smith
Clary	Klein	Villalobos
Constantine	Lawson	Webster
Crist	Lynn	Wilson
Dawson	Margolis	Wise

Nays—None

## SPECIAL ORDER CALENDAR

On motion by Senator Atwater—

**CS for CS for SB 2462**—A bill to be entitled An act relating to water resource planning and reporting; amending s. 373.036, F.S.; authorizing submission of an annual strategic plan in lieu of other district water management plan information and providing requirements therefor; requiring water management districts to submit a consolidated annual report and providing requirements therefor; correcting a cross-reference; amending ss. 11.80, 163.3177, 193.625, 373.0397, 373.042, 373.145, 373.1961, 373.199, 373.207, 373.414, 373.4592, 373.45926, 373.4595, 373.470, and 373.536, F.S.; revising certain reporting requirements and cross-references to conform; directing the Department of Environmental Protection to recommend to the Governor and Legislature additional changes to or consolidation of planning and reporting requirements of ch. 373, F.S., relating to water resources; repealing s. 373.0395, F.S., relating to groundwater basin resource availability inventories; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 2462** was placed on the calendar of Bills on Third Reading.

On motion by Senator Rich—

**CS for SB 1324**—A bill to be entitled An act relating to the Florida KidCare program; amending s. 409.8132, F.S.; providing for year-round enrollment in the Medikids program component of the Florida KidCare program; amending s. 409.8134, F.S.; providing for year-round enrollment in the Florida KidCare program; providing an effective date.

—was read the second time by title.

Senator Rich moved the following amendment:

**Amendment 1 (952326)**—On page 2, line 26, after the period (.) insert: *An application for the Florida KidCare program shall be valid for a period of 120 days after the date it was received. At the end of the 120-day period, if the applicant has not been enrolled in the program, the application shall be invalid and the applicant shall be notified of the action. The applicant may resubmit the application after the notification of the action taken by the program.*

## MOTION

On motion by Senator Rich, the rules were waived to allow the following amendment to be considered:

Senator Rich moved the following substitute amendment which was adopted:

**Amendment 2 (614650)(with title amendment)**—On page 2, line 26, after the period (.) insert: *An application for the Florida KidCare program shall be valid for a period of 120 days after the date it was received. At the end of the 120-day period, if the applicant has not been enrolled in the program, the application shall be invalid and the applicant shall be notified of the action. The applicant may resubmit the application after the notification of the action taken by the program.*

And the title is amended as follows:

On page 1, delete line 8 and insert: program; providing a time period for the validity of an application; providing an effective date.

Pursuant to Rule 4.19, **CS for SB 1324** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Constantine—

**CS for CS for SB 1168**—A bill to be entitled An act relating to the Commission for the Transportation Disadvantaged; amending s. 427.012, F.S.; revising the membership of the commission; establishing term limits; directing each member of the commission to serve without regional bias; providing qualifications for appointment to membership

on the commission; requiring candidates for appointment to the commission to meet certain standards for background screening; requiring the Department of Transportation to inform the commission if a candidate fails to meet the screening standards; providing that costs of screening be borne by the department or the candidate for appointment; authorizing the commission to appoint technical advisory committees; providing an effective date.

—was read the second time by title.

## MOTION

On motion by Senator Constantine, the rules were waived to allow the following amendment to be considered:

Senator Constantine moved the following amendment which was adopted:

**Amendment 1 (703894)(with title amendment)**—On page 7, line 9, after the period (.) insert: *Thirty days after the release of the Governor's Executive Budget Recommendations, the commission shall present to the Legislative Budget Commission for approval the formula for allocating the Medicaid nonemergency transportation funds it anticipates receiving from the Agency for Health Care Administration, as specified in the Governor's Executive Budget Recommendations, for the upcoming fiscal year. The formula must document the amount of the funding expected to be allocated to each county. No change that would negatively affect any county may be implemented by the commission unless the General Appropriations Act approved by the Legislature reduces the amount allocated to the commission. Any reduction made to a county as a result of the Legislature's reducing the funding available to the commission must be made in a fair and equitable manner.*

Section 2. Subsection (12) of section 427.013, Florida Statutes, is amended to read:

427.013 The Commission for the Transportation Disadvantaged; purpose and responsibilities.—The purpose of the commission is to accomplish the coordination of transportation services provided to the transportation disadvantaged. The goal of this coordination shall be to assure the cost-effective provision of transportation by qualified community transportation coordinators or transportation operators for the transportation disadvantaged without any bias or presumption in favor of multioperator systems or not-for-profit transportation operators over single operator systems or for-profit transportation operators. In carrying out this purpose, the commission shall:

(12)(a) Have the authority to apply for and accept funds, grants, gifts, and services from the Federal Government, state government, local governments, or private funding sources. Applications by the commission for local government funds shall be coordinated through the appropriate coordinating board. Funds acquired or accepted under this subsection shall be administered by the commission and shall be used to carry out the commission's responsibilities.

(b) *Develop a Medicaid allocation methodology or formula that equitably distributes the funds under the control of the commission to compensate counties, community transportation coordinators, or other entities providing transportation disadvantaged services. The formula shall take into account not only the actual costs of each trip but also program efficiencies. The methodology or formula must ensure that a trip credit process is incorporated into the formula to ensure that cost-effective solutions are properly measured and taken into account.*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 1, line 17, after the semicolon (;) insert: requiring the commission to present a formula to the Legislative Budget Commission for allocating the Medicaid nonemergency transportation funds the commission anticipates receiving from the Agency for Health Care Administration; requiring the commission to document the amount of the funding expected to be allocated to each county; prohibiting any reduction in allocation to a county unless the General Appropriations Act reduces the amount allocated to the commission; amending s. 427.013, F.S.; requiring the commission to develop a Medicaid allocation methodology to equitably distribute transportation funds under the control of the commission to counties, community transportation coordinators, or other

entities providing transportation disadvantaged services; providing for the methodology to develop the formula;

Pursuant to Rule 4.19, **CS for CS for SB 1168** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator King, by two-thirds vote **HB 1861** was withdrawn from the Committees on Commerce and Consumer Services; Children and Families; Governmental Oversight and Productivity; and Rules and Calendar.

On motion by Senator King, by two-thirds vote—

**HB 1861**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 411.011, F.S., which provides a public records exemption for specified records of children enrolled in school readiness programs; removing the October 2, 2005, repeal thereof scheduled under the Open Government Sunset Review Act; making editorial changes; providing an effective date.

—a companion measure, was substituted for **CS for SB 1028** and by two-thirds vote read the second time by title.

Pursuant to Rule 4.19, **HB 1861** was placed on the calendar of Bills on Third Reading.

On motion by Senator Dockery—

**CS for SB 1908**—A bill to be entitled An act relating to the termination of pregnancies; repealing s. 390.01115, F.S., relating to the Parental Notice of Abortion Act; creating s. 390.01114, F.S.; creating the Parental Notice of Abortion Act; providing a short title; defining terms; prohibiting the performing or inducement of a termination of pregnancy upon a minor without specified notice; providing disciplinary action for violation; prescribing notice requirements; providing exceptions; prescribing a procedure for judicial waiver of notice; providing for notice of right to counsel; providing for issuance of a court order authorizing consent to a termination of pregnancy without notification; providing for dismissal of petitions; requiring the issuance of written findings of fact and legal conclusions; providing for expedited appeal; providing for waiver of filing fees and court costs; precluding assumption of certain expenses by counties; requesting the Supreme Court to adopt rules; requiring the Supreme Court to report annually to the Governor and the Legislature; providing an effective date.

—was read the second time by title.

Senator Dockery moved the following amendments which were adopted:

**Amendment 1 (575340)**—On page 3, lines 30 and 31, delete those lines and insert: *be filed under a pseudonym or through the use of initials, as provided by court rule. The*

**Amendment 2 (600660)**—On page 5, lines 3 and 4, delete “to the appropriate agency or law enforcement agency” and insert: *, as provided in s. 39.201*

**Amendment 3 (503634)(with title amendment)**—On page 5, lines 11-16, delete those lines and insert: *and shall order that a confidential record be maintained, as required under s. 390.01116. At the hearing, the court shall hear evidence relating to the emotional development, maturity, intellect, and understanding of the minor, and all other relevant evidence. All hearings under this section, including appeals, shall remain confidential and closed to the public, as provided by court rule.*

(f) *An expedited appeal shall be*

And the title is amended as follows:

On page 1, line 19, after the semicolon (;) insert: *providing for confidential and closed hearings;*

Pursuant to Rule 4.19, **CS for SB 1908** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

## THE PRESIDENT PRESIDING

On motion by Senator Klein—

**CS for SB 1056**—A bill to be entitled An act relating to business entities; creating ss. 607.1112-607.1115, F.S.; providing definitions, requirements, criteria, and procedures for conversion of a domestic corporation into another business entity; providing for certificates of conversion; providing for effect of conversion; providing definitions, requirements, criteria, and procedures for conversion of another business entity into a domestic corporation; amending ss. 607.1302, 608.407, and 608.4225, F.S., to conform; creating ss. 608.4351-608.43595, F.S.; providing for appraisals of interests in certain limited liability companies; providing definitions; providing requirements, criteria, and procedures for appraisals; providing for appraisal rights of company members; providing for assertion of appraisal rights by nominees and beneficial owners; providing for notice of appraisal rights; providing for notice of intent to demand payment; providing for a written appraisal notice and form; providing for perfection of appraisal rights; providing a right to withdraw; providing for a member's acceptance of certain offers; providing procedures for members dissatisfied with company offers; providing for court action to determine fair value of certain demands for payment under certain circumstances; providing for award of court costs and attorney's fees; providing limitations on payments by limited liability companies under certain circumstances; amending ss. 608.438, 608.4381, 608.4382, 608.4383, and 608.439, F.S., to conform; creating ss. 608.4401-608.4404, F.S.; providing definitions, requirements, criteria, and procedures for conversion of a domestic limited liability company into another business entity; requiring a plan of conversion; requiring certain actions on a plan of conversion; providing for certificates of conversion; providing for effects of conversion; amending s. 608.452, F.S., to conform; amending s. 617.0302, F.S., to conform; amending s. 617.0505, F.S.; exempting certain private clubs organized as corporations from a prohibition against distributions made to members in certain circumstances; creating s. 617.1108, F.S.; providing that certain statutory provisions related to mergers of corporations apply to not-for-profit corporations; creating ss. 620.1101-620.2205, F.S.; revising the Florida Revised Uniform Limited Partnership Act; providing a popular name; providing definitions; specifying conditions of knowledge and notice; providing for nature, purpose, and duration of limited partnerships; providing powers of limited partnerships; specifying the governing law relating to limited partnerships; providing supplemental principles of law; providing for application of certain rates of interest under certain circumstances; providing for names of limited partnerships; specifying certain fees of the Department of State for certain purposes; providing for effect of partnership agreements; providing for nonwaivable provisions; requiring limited partnerships to maintain certain required information; authorizing certain business transactions of partners with a partnership; providing for dual capacity of certain persons; requiring a designated office, registered office, and registered agent of a limited partnership; providing for change of designated office, registered office, or registered agent; providing for resignation of a registered agent; providing for service of process for certain purposes; providing for consent and proxies of partners; providing for formation of limited partnerships; providing for a certificate of limited partnership; providing for amendment or restatement of a certificate of partnership; providing for a certificate of dissolution; providing for a statement of termination; requiring certain records to be signed; providing for signing and filing of certain records pursuant to court order; providing for delivery to and filing of certain records by the Department of State; providing for effective dates and times of certain records and filings; providing for correcting certain filed records; providing for liability for false information in filed records; providing for a certificate of status; requiring delivery of annual reports to the department; providing conditions for becoming a partner; specifying absence of right or power of a limited partner to bind a limited partnership; providing for approval of certain rights; specifying absence of liability of limited partner for limited partnership obligations; specifying rights of limited partners and former limited partners to certain information; specifying limited duties of limited partners; specifying conditions of liability or lack of liability on the part of certain persons for certain partnership obligations under certain circumstances; specifying conditions for becoming a general partner; specifying a general partner as an agent for the limited partnership; specifying liability of limited partnership for certain actions of general partners; providing for liability of general partners; specifying certain actions by and against limited partnerships and general partners; specifying management rights of general partners; providing certain approval rights of other partners; specifying the

right of general partners and former general partners to certain information; providing general standards of conduct for general partners; providing for form of certain contributions by partners; providing for liability for certain contributions; providing for sharing of profits, losses, and distributions; providing for interim distributions; specifying absence of right to receive a distribution upon dissociation; providing for distributions in kind; providing certain rights to distributions; providing limitations on distributions; providing for liability for certain improper distributions; providing for dissociation as limited partner under certain circumstances; providing for effect of dissociation as limited partner; providing for dissociation as general partner; specifying a person's power to dissociate as general under certain circumstances; specifying conditions and liability of wrongful dissociation; providing for effect of dissociation as general partner; providing to a dissociated general partner a power to bind and liability to a partnership before dissolution of the partnership; providing for certain liability of dissociated general partners; providing for a partner's transferable interest; providing for transfers of partner's transferable interest; providing rights of creditors of partners and transferees; providing for powers of estates of deceased partners; providing for nonjudicial dissolution of limited partnerships; providing for judicial dissolutions; providing for winding up activities of a limited partnership; providing for a power of a general partner and dissociated general partners to bind a partnership after dissolution; providing for liability of certain persons to the partnership after dissolution; providing for disposition of known claims against dissolved limited partnerships; providing for filing certain unknown claims against dissolved limited partnerships; providing for liability of certain persons for certain barred claims against a limited partnership; providing for administrative dissolution; providing for reinstatement after administrative dissolution; providing for appeals from reinstatement denials; providing for revocation of dissolution; providing for disposition of assets upon winding up of activities of a limited partnership; specifying when contributions are required; specifying the governing law relating to foreign limited partnerships; providing for applications for certificates of authority for foreign limited partnerships; specifying certain activities as not constituting transacting business by a foreign limited partnership; providing for filing a certificate of authority for foreign limited partnerships to transact business; prohibiting a foreign limited partnership from obtaining a certificate of authority for a noncomplying name; providing for revocation of a certificate of authority for foreign limited partnerships; providing for cancellation of a certificate of authority for a foreign limited partnership; providing for effect of failure to have a certificate; authorizing the Attorney General to bring actions to restrain foreign limited partnerships from transacting business under certain circumstances; providing for reinstatement after administrative revocation; providing for amending a certificate of authority; providing for direct actions by a partner against a limited partnership or another partner under certain circumstances; authorizing partners to maintain derivative actions for certain purposes; specifying proper plaintiff in derivative actions; specifying contents of certain pleadings; specifying distribution of proceeds in derivative actions; providing for court award of expenses and attorney fees under certain circumstances; providing definitions; providing for conversion of an organization to a limited partnership or a limited partnership to another organization; requiring a plan of conversion; specifying certain actions on a plan of conversion; requiring a certificate of conversion; specifying certain required filings with the Department of State for a conversion; providing for effect of conversion; providing for a merger of a limited partnership with certain organizations; requiring a plan of merger; specifying certain actions on a plan of merger; requiring a certificate of merger; specifying certain required filings for a merger; providing for effect of merger; providing restrictions on approval of conversions and mergers; providing for liability of a general partner after conversion or merger; providing for power of certain persons to bind an organization after conversion or merger; providing for appraisals of interests in certain limited partnerships; providing definitions; providing for appraisal rights of limited partners; providing for assertion of appraisal rights by nominees and beneficial owners; providing for notice of appraisal rights; providing for notice of intent to demand payment; providing for a written appraisal notice and form; providing for perfection of appraisal rights; providing a right to withdraw; providing for a limited partner's acceptance of certain offers; providing procedures for limited partners dissatisfied with limited partnership offers; providing for court action to determine fair value of certain demands for payment under certain circumstances; providing for award of court costs and attorney's fees; providing limitations on payments by limited partnerships under certain circumstances; providing for application of laws to provisions governing conversions and mergers;

providing for uniformity of application and construction; providing severability; providing for application to the Electronic Signatures in Global and National Commerce Act; providing for application to existing business entities; amending ss. 620.8103 and 620.8404, F.S., to conform; amending s. 620.8105, F.S.; providing requirements for partnership registration statements, certificates of merger or conversion, and amended partnership registrations and certificates of merger or conversion; amending s. 620.81055, F.S.; providing a fee for a certificate of conversion; creating ss. 620.8911-620.8923, F.S.; providing definitions; providing for conversion of certain organizations to a partnership or a partnership to another organization; providing requirements, criteria, and procedures for conversions; requiring a plan of conversion; requiring certain actions by a converting partnership on a plan of conversion; specifying certain required filings with the Department of State for a conversion; providing for effect of conversion; providing for a merger of a partnership with certain organizations; providing requirements, criteria, and procedures for mergers; requiring a plan of merger; specifying certain actions by a constituent partnership on a plan of merger; specifying certain required filings with the Department of State for a merger; providing for effect of merger; providing restrictions on approval of conversions and mergers; providing for liability of partners after conversion or merger; providing for power of certain persons to bind an organization after conversion or merger; providing construction relating to application of other laws to conversions and mergers; amending s. 620.9104, F.S.; specifying additional activities not constituting transacting business; amending s. 607.11101, F.S.; conforming cross-references; repealing s. 608.4384, F.S., relating to rights of members of limited liability companies dissenting to a merger; repealing ss. 620.101, 620.102, 620.103, 620.105, 620.1051, 620.106, 620.107, 620.108, 620.109, 620.112, 620.113, 620.114, 620.115, 620.116, 620.117, 620.118, 620.119, 620.122, 620.123, 620.124, 620.125, 620.126, 620.127, 620.128, 620.129, 620.132, 620.133, 620.134, 620.135, 620.136, 620.137, 620.138, 620.139, 620.142, 620.143, 620.144, 620.145, 620.146, 620.147, 620.148, 620.149, 620.152, 620.153, 620.154, 620.155, 620.156, 620.157, 620.158, 620.159, 620.162, 620.163, 620.164, 620.165, 620.166, 620.167, 620.168, 620.169, 620.172, 620.173, 620.174, 620.175, 620.176, 620.177, 620.178, 620.179, 620.182, 620.1835, 620.184, 620.185, 620.186, 620.187, 620.192, 620.201, 620.202, 620.203, 620.204, and 620.205, F.S., relating to the Florida Revised Uniform Limited Partnership Act (1986); repealing ss. 620.8901, 620.8902, 620.8903, 620.8904, 620.8905, 620.8906, 620.8907, and 620.8908, F.S., relating to conversions of partnerships and limited partnerships under the Revised Uniform Partnership Act of 1995; providing effective dates.

—was read the second time by title.

The Committee on Government Efficiency Appropriations recommended the following amendments which were moved by Senator Klein and adopted:

**Amendment 1 (191066)**—On page 78, line 23 through page 79, line 6, delete those lines and insert: *notice, or demand.*

(4) *Service is effected under subsection (3) upon the date shown as having been received by the Department of State.*

**Amendment 2 (094192)(with title amendment)**—On page 206, lines 18-21, delete those lines and insert:

Section 23. Subsections (2) and (7) of section 607.11101, Florida Statutes, are amended to read:

607.11101 Effect of merger of domestic corporation and other business entity.—When a merger becomes effective:

(2) The title to all real estate and other property, or any interest therein, owned by each domestic corporation and other business entity that is a party to the merger is vested in the surviving entity without reversion or impairment. ~~The surviving entity shall record a certified copy of the articles of merger in any county in which a merging entity holds an interest in real property.~~

And the title is amended as follows:

On page 10, line 11, after the first semicolon (;) insert: deleting the requirement that a certified copy of the articles of merger be recorded;



## MOTION

On motion by Senator Aronberg, the rules were waived to allow the following amendment to be considered:

Senator Aronberg moved the following amendment which was adopted:

**Amendment 3 (204360)(with title amendment)**—On page 207, lines 9-25, delete those lines, and insert:

- (1) *Section 607.0129, Florida Statutes, is repealed.*
- (2) *Section 608.4384, Florida Statutes, is repealed.*
- (3) *Section 617.0129, Florida Statutes, is repealed.*
- (4) *Sections 620.101, 620.102, 620.103, 620.105, 620.1051, 620.106, 620.107, 620.108, 620.109, 620.112, 620.113, 620.114, 620.115, 620.116, 620.117, 620.118, 620.119, 620.122, 620.123, 620.124, 620.125, 620.126, 620.127, 620.128, 620.129, 620.132, 620.133, 620.134, 620.135, 620.136, 620.137, 620.138, 620.139, 620.142, 620.143, 620.144, 620.145, 620.146, 620.147, 620.148, 620.149, 620.152, 620.153, 620.154, 620.155, 620.156, 620.157, 620.158, 620.159, 620.162, 620.163, 620.164, 620.165, 620.166, 620.167, 620.168, 620.169, 620.172, 620.173, 620.174, 620.175, 620.176, 620.177, 620.178, 620.179, 620.182, 620.183, 620.184, 620.185, 620.186, 620.187, 620.192, 620.201, 620.202, 620.203, 620.204, and 620.205, Florida Statutes, are repealed.*
- (5) *Sections 620.8901, 620.8902, 620.8903, 620.8904, 620.8905, 620.8906, 620.8907, and 620.8908, Florida Statutes, are repealed.*

Section 25. Section 817.155, Florida Statutes, is amended to read:

817.155 Matters within jurisdiction of Department of State; false, fictitious, or fraudulent acts, statements, and representations prohibited; penalty; statute of limitations.—A person may not, in any matter within the jurisdiction of the Department of State, knowingly and willfully falsify or conceal a material fact, make any false, fictitious, or fraudulent statement or representation, or make or use any false document, knowing the same to contain any false, fictitious, or fraudulent statement or entry. A person who violates this section is guilty of a *felony misdemeanor* of the *third second* degree, punishable as provided in s. 775.082, ~~or s. 775.083, or s. 775.084~~. The statute of limitations for prosecution of an act committed in violation of this section is 5 years from the date the act was committed.

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 10, line 14 through page 11, line 5, delete those lines and insert: merger; repealing ss. 607.0129 and 617.0129, F.S., relating to signing a false document; repealing s. 608.4384, F.S., relating to rights of members of limited liability companies dissenting to a merger; repealing ss. 620.101, 620.102, 620.103, 620.105, 620.1051, 620.106, 620.107, 620.108, 620.109, 620.112, 620.113, 620.114, 620.115, 620.116, 620.117, 620.118, 620.119, 620.122, 620.123, 620.124, 620.125, 620.126, 620.127, 620.128, 620.129, 620.132, 620.133, 620.134, 620.135, 620.136, 620.137, 620.138, 620.139, 620.142, 620.143, 620.144, 620.145, 620.146, 620.147, 620.148, 620.149, 620.152, 620.153, 620.154, 620.155, 620.156, 620.157, 620.158, 620.159, 620.162, 620.163, 620.164, 620.165, 620.166, 620.167, 620.168, 620.169, 620.172, 620.173, 620.174, 620.175, 620.176, 620.177, 620.178, 620.179, 620.182, 620.183, 620.184, 620.185, 620.186, 620.187, 620.192, 620.201, 620.202, 620.203, 620.204, and 620.205, F.S., relating to the Florida Revised Uniform Limited Partnership Act (1986); repealing ss. 620.8901, 620.8902, 620.8903, 620.8904, 620.8905, 620.8906, 620.8907, and 620.8908, F.S., relating to conversions of partnerships and limited partnerships under the Revised Uniform Partnership Act of 1995; amending s. 817.155, F.S.; providing that a person making a false or fraudulent statement to the Department of State commits a felony of the third degree;

## MOTION

On motion by Senator Klein, the rules were waived to allow the following amendments to be considered:

Senator Klein moved the following amendments which were adopted:

**Amendment 4 (583148)**—On page 168, between lines 2 and 3, insert:

(c) *For a limited partnership with ten or fewer limited partners, without discounting for lack of marketability or minority status.*

**Amendment 5 (683370)(with title amendment)**—On page 20, between lines 9 and 10, insert:

Section 2. Effective upon this section becoming a law, paragraph (c) is added to subsection (4) of section 607.1301, Florida Statutes, to read:

607.1301 Appraisal rights; definitions.—The following definitions apply to ss. 607.1302-607.1333:

(4) “Fair value” means the value of the corporation’s shares determined:

(c) *For a corporation with ten or fewer shareholders, without discounting for lack of marketability or minority.*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 1, line 11, after the semicolon (;) insert: amending s. 607.1301, F.S.; redefining the term “fair value” to clarify existing law regarding the rights of minority shareholders;

**Amendment 6 (234176)**—On page 24, between lines 3 and 4, insert:

(c) *For a limited liability company with ten or fewer members, without discounting for lack of marketability or minority status.*

Pursuant to Rule 4.19, **CS for SB 1056** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Baker—

**SB 1240**—A bill to be entitled An act relating to former military vehicles; amending s. 316.2952, F.S.; defining “former military vehicle”; exempting such vehicles from certain windshield requirements; requiring eye-protective devices while such vehicle is in operation; providing penalties for violation; amending s. 316.605, F.S.; exempting certain former military vehicles from license plate display requirements; amending s. 320.086, F.S.; providing for issuance of special license plates for certain former military vehicles; exempting certain former military vehicles from license plate display requirements; requiring the plate and registration certificate to be in the vehicle and available for inspection; defining “former military vehicle”; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1240** was placed on the calendar of Bills on Third Reading.

On motion by Senator Fasano—

**CS for SB 864**—A bill to be entitled An act relating to motor vehicle repair shops; amending s. 559.904, F.S.; requiring applicants for registration to furnish proof of certain liability insurance; providing that failure to maintain such insurance is grounds for denial, revocation, or refusal to renew a registration; amending s. 559.921, F.S.; providing that a violation of the requirement to maintain liability insurance is a criminal violation; providing for administrative fines and criminal penalties; providing an effective date.

—was read the second time by title.

Senator Fasano moved the following amendment which was adopted:

**Amendment 1 (672334)(with title amendment)**—On page 1, line 15, insert:

Section 1. *This act may be cited as the “Abelardo ‘Al’ Castillo Act.”*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 1, line 2, after the semicolon (;) insert: providing a short title;

Pursuant to Rule 4.19, **CS for SB 864** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Lynn—

**CS for SB 348**—A bill to be entitled An act relating to family court efficiency; creating s. 25.375, F.S.; authorizing the Supreme Court to create a system to identify cases relating to individuals and families within the court system; requiring the Supreme Court, the Criminal and Juvenile Justice Information System Council, the Article V Technology Board, and the Florida Association of State Court Clerks to provide recommendations regarding a personal identifier relating to individuals and families within the court system; amending s. 39.013, F.S.; providing for modifying a court order in a subsequent civil proceeding; amending s. 39.0132, F.S.; providing for limited admissibility of evidence in subsequent civil proceedings; amending s. 39.521, F.S.; conforming provisions to s. 39.0132, F.S., regarding modification of a court order in a subsequent civil action or proceeding; amending s. 39.814, F.S.; providing for limited admissibility of evidence in subsequent civil proceedings; amending s. 61.13, F.S.; providing for the court to determine matters relating to child support in any proceeding under ch. 61, F.S.; eliminating provisions authorizing the court to award grandparents visitation rights; eliminating provisions giving grandparents equal standing as parents for evaluating custody arrangements; amending s. 61.21, F.S.; requiring the Department of Children and Family Services to approve parenting courses; establishing requirements relating to the provision of approved parenting courses; specifying timeframes for completing the course; amending s. 741.30, F.S.; providing for an order of temporary custody, visitation, or support to remain in effect until the court enters an order in a subsequent action; amending ss. 61.1827 and 409.2579, F.S., relating to information about applicants and recipients of child-support services; conforming cross-references; providing for severability; providing an effective date.

—was read the second time by title.

Senator Lynn moved the following amendment:

**Amendment 1 (095536)(with title amendment)**—On page 16, line 23, delete “frequent and continuing” and insert: *equal frequent and continuing*

And the title is amended as follows:

On page 1, line 26, after “support” insert: and custody

Senator Lynn moved the following substitute amendment which was adopted:

**Amendment 2 (455532)(with title amendment)**—On page 16, lines 23-26, delete those lines and insert: child has *equal frequent and continuing* contact with both parents after the parents separate or the marriage of the parties is dissolved and to encourage parents to share the rights and responsibilities, and joys, of childrearing. *When a parent petitions the court for equal time with each minor child, and it is in the best interests of that child, the court shall provide equal contact with both parents.* After considering

And the title is amended as follows:

On page 1, line 27, after the semicolon (;) insert: providing for equal contact in custody determinations in certain circumstances;

Pursuant to Rule 4.19, **CS for SB 348** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

## MOTIONS RELATING TO COMMITTEE MEETINGS

On motion by Senator Pruitt, the rules were waived to allow the budget conference committees to meet until 10:00 p.m., beginning on Monday, April 25, and continuing through the remainder of the conference schedule.

## MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Pruitt, by two-thirds vote **CS for CS for SB 202** was withdrawn from the Committees on Transportation and Economic Development Appropriations; and Ways and Means; **CS for CS for CS for SB 1770**, **CS for SB 476**, **CS for CS for SB's 1462 and 648**, **CS for SB 2222**, **SB 550**, **CS for SB 658** and **CS for CS for SB 758** were withdrawn from the Committee on Ways and Means; **SB 2542** and **CS for SB 1372** were withdrawn from the Committee on Government Efficiency Appropriations; **CS for SB 2578** was withdrawn from the Committee on Transportation and Economic Development Appropriations; **CS for SB 1916** was withdrawn from the Committee on Banking and Insurance; **CS for SB 514**, **CS for SB 890**, **CS for SB 2412** and **SB 1866** were withdrawn from the Committee on Judiciary; **CS for CS for SB 2346**, **CS for SB 1262**, **CS for SB 1748** and **CS for SB 1884** were withdrawn from the Committee on General Government Appropriations; **SB 100**, **CS for SB 484** and **CS for SB 618** were withdrawn from the Committee on Health and Human Services Appropriations; **CS for SB 274** was withdrawn from the Committee on Justice Appropriations; and **CS for SB 1174** was withdrawn from the Committee on Government Efficiency Appropriations; and rereferred to the Committee on Ways and Means.

## MOTIONS

On motion by Senator Pruitt, by two-thirds vote all bills remaining on the Special Order Calendar this day were placed on the Special Order Calendar for Wednesday, April 27.

## REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Thursday, April 21, 2005: **CS for CS for SB 2462**, **CS for SB 1324**, **CS for CS for SB 1168**, **CS for SB 1028**, **CS for SB 1908**, **CS for SB 1056**, **SB 1240**, **CS for SB 864**, **CS for CS for SB 620**, **SB 1360**, **CS for CS for SB 926**, **CS for SB 976**, **CS for SB 2278**

Respectfully submitted,  
Ken Pruitt, Chair

The Committee on Government Efficiency Appropriations recommends the following pass: **SB 2500** with 1 amendment

The Committee on Health Care recommends the following pass: **SB 1760** with 2 amendments

**The bills contained in the foregoing reports were referred to the Committee on Commerce and Consumer Services under the original reference.**

The Committee on Health Care recommends the following pass: **SB 2112** with 1 amendment

**The bill was referred to the Committee on Community Affairs under the original reference.**

The Committee on Health Care recommends the following pass: **CS for SB 794** with 2 amendments, **CS for SB 2330** with 2 amendments

**The bills were referred to the Committee on Criminal Justice under the original reference.**

The Committee on Health Care recommends the following pass: **SB 2640** with 1 amendment

**The bill was referred to the Committee on Education under the original reference.**

The Committee on Health Care recommends the following pass: CS for SB 2434 with 2 amendments

**The bill was referred to the Committee on Government Efficiency Appropriations under the original reference.**

---

The Committee on Health Care recommends the following pass: SB 2224 with 1 amendment

**The bill was referred to the Committee on Governmental Oversight and Productivity under the original reference.**

---

The Committee on Government Efficiency Appropriations recommends the following pass: CS for SB 1264

**The bill was referred to the Committee on Health and Human Services Appropriations under the original reference.**

---

The Committee on Health Care recommends the following pass: SB 668 with 1 amendment

**The bill was referred to the Committee on Judiciary under the original reference.**

---

The Committee on Transportation and Economic Development Appropriations recommends the following pass: CS for SB 1572

**The bill was referred to the Committee on Rules and Calendar under the original reference.**

---

The Committee on Education Appropriations recommends the following pass: SB 606, SB 752 with 1 amendment, CS for SB 768 with 1 amendment, CS for SB 1920 with 1 amendment

The Committee on Government Efficiency Appropriations recommends the following pass: CS for SB 1602, SB 2244, CS for SB 2432

The Committee on Health and Human Services Appropriations recommends the following pass: SB 498, CS for CS for SB 1090, CS for SB 2364

The Committee on Transportation and Economic Development Appropriations recommends the following pass: SB 102, SB 468, CS for SB 1154, SB 1502, CS for CS for SB 1650

**The bills contained in the foregoing reports were placed on the calendar.**

---

The Committee on Education recommends a committee substitute for the following: SB 862

**The bill with committee substitute attached was referred to the Committee on Banking and Insurance under the original reference.**

---

The Committee on Criminal Justice recommends a committee substitute for the following: SB 2656

**The bill with committee substitute attached was referred to the Committee on Children and Families under the original reference.**

---

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: SB 2142

**The bill with committee substitute attached was referred to the Committee on Community Affairs under the original reference.**

---

The Committee on Education recommends a committee substitute for the following: SB 584

**The bill with committee substitute attached was referred to the Committee on Education Appropriations under the original reference.**

---

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: CS for SB 2426

**The bill with committee substitute attached was referred to the Committee on General Government Appropriations under the original reference.**

---

The Committee on Education recommends a committee substitute for the following: CS for SB 2362

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: CS for SB 886

**The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Government Efficiency Appropriations under the original reference.**

---

The Committee on Education recommends a committee substitute for the following: SB 1186

**The bill with committee substitute attached was referred to the Committee on Governmental Oversight and Productivity under the original reference.**

---

The Committee on Education recommends a committee substitute for the following: SB 1696

**The bill with committee substitute attached was referred to the Committee on Health and Human Services Appropriations under the original reference.**

---

The Committee on Education recommends committee substitutes for the following: SB 1766, SB 2262

**The bills with committee substitutes attached were referred to the Committee on Health Care under the original reference.**

---

The Committee on Criminal Justice recommends committee substitutes for the following: SB 1728, SB 1738, SB 2166

The Committee on Education recommends a committee substitute for the following: SB 866

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: CS for SB 2502

**The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Judiciary under the original reference.**

---

The Committee on Criminal Justice recommends committee substitutes for the following: SB 2240, SB 2352

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: SB 1414

**The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Justice Appropriations under the original reference.**

---

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: SB 1554

**The bill with committee substitute attached was referred to the Committee on Regulated Industries under the original reference.**

The Committee on Governmental Oversight and Productivity recommends committee substitutes for the following: CS for SB 698, CS for SB 1272, CS for SB 1442

**The bills with committee substitutes attached were referred to the Committee on Rules and Calendar under the original reference.**

The Committee on Criminal Justice recommends a committee substitute for the following: CS for SB 1062

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: SB 2176

**The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Transportation and Economic Development Appropriations under the original reference.**

The Committee on Criminal Justice recommends a committee substitute for the following: CS for SB 1308

The Committee on Governmental Oversight and Productivity recommends committee substitutes for the following: CS for SB 526, CS for SB 662, SB 896, CS for SB 2178, SB 2220

**The bills with committee substitutes attached contained in the foregoing reports were placed on the calendar.**

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committees on Governmental Oversight and Productivity; Communications and Public Utilities; and Senators Klein and Constantine—

**CS for CS for SB 526**—A bill to be entitled An act relating to electric utility transmission; creating the Electric Utility Task Force; providing duties and membership of the task force; creating the Electric Utility Task Force Advisory Panel to advise the task force; providing for membership and duties of the panel; requiring that the task force submit a report to the Governor and the Legislature; providing that the task force be dissolved on a specified date; providing an appropriation; providing an effective date.

By the Committee on Education; and Senator Jones—

**CS for SB 584**—A bill to be entitled An act relating to the John M. McKay Scholarships for Students with Disabilities Program; amending s. 1002.39, F.S.; revising definition of the term “students with disabilities”; revising student eligibility requirements for receipt of a scholarship; revising provisions relating to scholarship funding and payment; providing funding and payment requirements for former Florida School for the Deaf and the Blind students and for students exiting a Department of Juvenile Justice program; providing an effective date.

By the Committees on Governmental Oversight and Productivity; Community Affairs; and Senator Clary—

**CS for CS for SB 662**—A bill to be entitled An act relating to hospitals; creating a commission to study the effect of the 2004 hurricane season on certain hospitals and identify hospitals unable to comply with

the Florida Building Code or located in flood-prone areas; providing for membership, reimbursement, and duties of the study commission; requiring the Department of Community Affairs to provide staff for the study commission; requiring the commission to submit a report and recommendations to the Governor and the Legislature; creating a high-deductible-health-insurance plan study group; specifying membership; requiring the study group to investigate certain issues relating to high-deductible health insurance plans; requiring the group to meet and submit recommendations to the Governor and Legislature; directing the Office of Program Policy Analysis and Government Accountability to conduct a study to evaluate whether the State of Florida should join the Nurse Licensure Compact; providing an effective date.

By the Committees on Governmental Oversight and Productivity; Judiciary; and Senator Sebesta—

**CS for CS for SB 698**—A bill to be entitled An act relating to public records; creating s. 516.115, F.S.; creating an exemption from public-records requirements for information obtained by the Office of Financial Regulation of the Financial Services Commission in connection with active investigations and examinations under the Florida Consumer Finance Act; providing an exception; providing a definition; providing for future legislative review and repeal under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Education; and Senator Bennett—

**CS for SB 862**—A bill to be entitled An act relating to educational loan marketing; creating s. 1009.9997, F.S.; creating the Educational Loan Marketing Corporation of Florida, Inc., to provide services as a secondary student loan market; requiring compliance with not-for-profit corporation requirements and public records and public meetings requirements; authorizing the corporation to borrow through public bonds and private financial sources; providing uses of proceeds of the corporation; providing for a board of directors and specifying membership; providing for powers and duties of the board of directors; requiring the corporation to submit a business plan to the Department of Education; providing accounting and audit requirements; requiring revenues of the corporation to be used for providing secondary student loan market services; prohibiting state indebtedness or obligation; exempting bonds issued by the corporation, their transfer, and the income therefrom from taxation; providing intent and requirements relating to costs; requiring budget approval by the department; providing an effective date.

By the Committee on Education; and Senators Haridopolos and Wise—

**CS for SB 866**—A bill to be entitled An act relating to student financial assistance; providing legislative intent to expand access to postsecondary education and reduce student indebtedness; requiring each state university and community college to report information relating to certain funds used to provide financial assistance to certain students; prohibiting the use of such funds to provide financial assistance to specified foreign students; defining the term “eligible Florida resident”; providing for the redirection of funds to provide additional need-based financial assistance to eligible Florida residents; requiring a report by state universities and community colleges; providing an effective date.

By the Committees on Governmental Oversight and Productivity; Criminal Justice; and Senators Wise and Lynn—

**CS for CS for SB 886**—A bill to be entitled An act relating to prison industries; creating the Prison Industries Task Force within the Office of Legislative Services; requiring the task force to determine how well the prison industries program has fulfilled its statutory mission and purpose; providing for the appointment of members to the task force; requiring the task force to hold a minimum number of public meetings; providing that the meetings and records of the task force are subject to public-meetings requirements and the public-records law; providing for members of the task force to be reimbursed for per diem and travel

expenses; requiring the Legislative Committee on Intergovernmental Relations to provide staff support for the task force; specifying the duties of the task force with respect to taking testimony; requiring the task force to submit a report to the Governor and the Legislature; abolishing the task force on a future date; amending s. 946.505, F.S.; clarifying the state's reversionary interest in the facilities, property, and assets of the corporation operating a correctional work program; providing an effective date.

---

By the Committees on Governmental Oversight and Productivity; and Education—

**CS for SB 896**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 1009.981, F.S.; revising a public-records exemption for the Florida College Savings Program; narrowing the exemption; deleting provisions that provide for repeal of the exemption under the Open Government Sunset Review Act; providing an effective date.

---

By the Committees on Criminal Justice; and Domestic Security—

**CS for CS for SB 1062**—A bill to be entitled An act relating to seaport security; amending s. 311.12, F.S.; requiring that the Department of Law Enforcement establish a waiver process for allowing an individual, who is otherwise unqualified, to be allowed unescorted access to a seaport or restricted access area; requiring that the administrative staff of the Parole Commission review the facts of the waiver application and transmit the findings to the Department of Law Enforcement; requiring the department to make a final disposition of the application and notify the applicant and the port authority that denied employment to the applicant; exempting the review from ch. 120, F.S.; creating s. 311.121, F.S.; authorizing the seaport authority or governing board of certain seaports to require that seaport security officers receive additional training and certification; providing legislative intent relating to mitigation of operational security costs at seaports; requiring the department to apply such intent; providing eligibility requirements for such certification; creating the Seaport Security Officer Qualifications, Training, and Standards Steering Committee to develop the curriculum for the training program; providing for the membership of the steering committee; requiring the Department of Education to implement the training curriculum; authorizing the substitution of training equivalencies; requiring an examination; providing requirements for certification renewal; providing requirements for schools that offer training for seaport security officers; providing for issuance of a license indicating that the licensee is certified as a seaport security officer; creating s. 311.122, F.S.; authorizing a seaport security officer to take into custody any person whom the officer has cause to believe is trespassing in a restricted access area; providing that such officer is not criminally or civilly liable for taking such action; creating s. 311.123, F.S.; requiring that the Florida Seaport Transportation and Economic Development Council, in conjunction with the Department of Law Enforcement and the Governor's Office of Drug Control, create a maritime domain awareness training program; providing purposes of the program; providing requirements for the curriculum; providing an effective date.

---

By the Committee on Education; and Senator Atwater—

**CS for SB 1186**—A bill to be entitled An act relating to building and facility designations; amending s. 267.062, F.S.; authorizing the boards of trustees of state universities to name campus buildings and facilities for living persons; requiring the Board of Governors to adopt uniform policies; reserving the right of the Legislature to name buildings or facilities; amending s. 1013.79, F.S.; conforming a provision; providing an effective date.

---

By the Committees on Governmental Oversight and Productivity; Education; and Senator Wise—

**CS for CS for SB 1272**—A bill to be entitled An act relating to public records and public meetings exemptions for investigations by the Commission for Independent Education; amending s. 1005.38, F.S.; creating

an exemption from public records requirements for investigatory records, including minutes and findings of an exempt probable cause panel relating to suspected violations of ch. 1005, F.S., or commission rules; creating an exemption from public meetings requirements for proceedings of a probable cause panel; providing for limited duration of the exemptions; providing for future review and repeal; providing a statement of public necessity; providing a contingent effective date.

---

By the Committees on Criminal Justice; and Regulated Industries—

**CS for CS for SB 1308**—A bill to be entitled An act relating to the Florida Clean Indoor Air Act; amending s. 386.203, F.S.; defining the terms "person" and "proprietor or other person in charge of an enclosed indoor workplace" for purposes of the act; amending s. 386.204, F.S.; eliminating certain exceptions to the prohibition against smoking in an enclosed indoor workplace; prohibiting a proprietor or person in charge of an enclosed indoor workplace from permitting smoking in that workplace; requiring that a proprietor or person in charge of an enclosed indoor workplace request a person who is smoking to stop smoking or leave the premises; providing penalties; amending s. 386.2045, F.S.; conforming cross-references; creating a new exemption; amending s. 386.205, F.S.; conforming cross-references; amending s. 386.206, F.S.; deleting certain provisions made obsolete by operation of law which require the posting of signs in an enclosed indoor workplace; amending s. 386.208, F.S.; authorizing a law enforcement officer to issue a citation to a person who violates the Florida Clean Indoor Air Act; providing requirements for the citation; providing that failure to comply with a citation is deemed a waiver of the right to contest the citation; authorizing a law enforcement officer to remove a person from the premises who is in violation of the Florida Clean Indoor Air Act; providing that penalties imposed under the act do not limit other actions by a law enforcement officer or state agency; amending s. 561.695, F.S.; conforming cross-references; providing a penalty for a vendor who knowingly makes a false statement on an annual compliance affidavit; eliminating provisions requiring a stand-alone bar to certify to the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation compliance with certain provisions of the Florida Clean Indoor Air Act; providing additional penalties for a third or subsequent violation of requirements applicable to a stand-alone bar; providing an effective date.

---

By the Committees on Governmental Oversight and Productivity; and Domestic Security—

**CS for SB 1414**—A bill to be entitled An act relating to domestic security; amending s. 943.03101, F.S.; providing legislative findings with respect to the need to coordinate counter-terrorism efforts and responses in accordance with the state comprehensive emergency management plan; amending s. 943.0311, F.S.; clarifying duties of the Chief of Domestic Security Initiatives; amending s. 943.0312, F.S., relating to the regional domestic security task forces; revising the statewide strategy with respect to domestic security to include prevention, protection, and recovery efforts; requiring that the regional task forces support the domestic security functions of the Department of Law Enforcement; revising the membership of the task forces; authorizing the co-chair of each task force to appoint subcommittees to address specified issues; revising the duties of the Chief of Domestic Security Initiatives; creating s. 943.0313, F.S.; creating the Domestic Security Oversight Council to act as an advisory council to guide the regional domestic security task forces and other domestic security working groups and to make recommendations to the Governor and Legislature; providing the membership of the council; authorizing the council to invite ex officio, nonvoting members to attend and participate in council meetings; providing for a chair and vice chair of the council; providing for an absent member to be represented by a designee; requiring the council to establish bylaws; providing for terms of membership; providing that members or designees are entitled to reimbursement for per diem and travel expenses; requiring the Department of Law Enforcement to provide staff for the council; providing meeting requirements; requiring the council to establish an executive committee and specifying members; providing the duties of the council; requiring the council to make annual funding recommendations; requiring an annual report to the Governor and Legislature; providing that the council is a criminal justice agency for purposes of the public-records law; providing an effective date.

By the Committees on Governmental Oversight and Productivity; Banking and Insurance; and Senator Atwater—

**CS for CS for SB 1442**—A bill to be entitled An act relating to public records and meetings exemptions; creating s. 440.3851, F.S.; exempting from public-records and public-meetings requirements certain records of the Florida Self-Insurers Guaranty Association, Incorporated, and certain meetings of the board of directors of the association or any subcommittee of the board; providing for release of such records under certain circumstances; providing requirements; providing for future legislative review and repeal; providing findings of public necessity; providing an effective date.

---

By the Committee on Governmental Oversight and Productivity; and Senator Wise—

**CS for SB 1554**—A bill to be entitled An act relating to contracting for efficiency or conservation measures by state agencies; amending s. 489.145, F.S.; including water and wastewater efficiency and conservation in the measures encouraged by the Legislature; providing definitions; providing for inclusion of water and wastewater efficiency and conservation measures in guaranteed performance savings contracts entered into by a state agency; amending s. 287.064, F.S., to conform; providing an effective date.

---

By the Committee on Education; and Senator Haridopolos—

**CS for SB 1696**—A bill to be entitled An act relating to immunizations; amending s. 381.005, F.S.; requiring certain assisted living facilities to offer immunizations against influenza viruses to residents age 65 or older; requiring the Department of Health or its designee to notify assisted living facilities by a specified date of the facilities' responsibilities; amending s. 1003.22, F.S.; requiring each district school board and the governing authority of each private school to provide information concerning meningococcal disease and its vaccine to parents; requiring the Department of Health to adopt rules specifying the age or grade level of students for whom such information will be provided; requiring each district school board and the governing authority of each private school to determine the means and method for the provision of information regarding meningococcal disease to parents; providing an effective date.

---

By the Committee on Criminal Justice; and Senator Campbell—

**CS for SB 1728**—A bill to be entitled An act relating to sexual and career offenders; amending s. 775.21, F.S.; redefining the term "institution of higher education" to include a career center; revising sexual predator criteria to include additional qualifying offenses; revising provisions relating to use of prior felonies for sexual predator determination; revising sexual predator designation provisions relevant to persons living in this state who have received a sexual offender designation in another state; revising a penalty provision relating to an offense involving a sexual predator working where children regularly congregate; amending s. 775.261, F.S.; revising an operational date used for career offender registration; amending s. 943.0435, F.S.; revising provisions relating to the definition of "sexual offender"; redefining the term "institution of higher education" to include a career center; revising a provision relating to offender driver's license or identification card renewal; amending s. 944.606, F.S.; redefining the term "sexual offender" to include offenders who have committed certain additional acts; amending s. 944.607, F.S.; revising provisions relating to the definition of "sexual offender"; redefining the term "institution of higher education" to include a career center; providing an effective date.

---

By the Committee on Criminal Justice; and Senator Wise—

**CS for SB 1738**—A bill to be entitled An act relating to juvenile detention; amending s. 985.03, F.S.; redefining the term "home detention" to mean detention that requires a parent, guardian, or custodian to supervise a child who is placed on home detention; deleting provisions making the Department of Juvenile Justice responsible for supervising a child who is placed on home detention; amending ss. 985.215 and

985.231, F.S.; providing that a child may be placed on home detention with or without electronic monitoring; providing for detention under certain criteria; providing an extension of the statutory time limit on post-commitment detention; amending s. 985.2311, F.S.; clarifying that the parent is not responsible for the department's fee for a child placed on home detention; providing an effective date.

---

By the Committee on Education; and Senator Crist—

**CS for SB 1766**—A bill to be entitled An act relating to administration of medication to public school students; creating s. 1006.0625, F.S.; defining the term "psychotropic medication"; prohibiting a recipient of state funds from requiring a student to be prescribed or administered psychotropic medication as a condition of receipt of educational services financed by state funds; providing requirements for administration; providing a restriction relating to referral for diagnosis or treatment of mental disorders; providing an effective date.

---

By the Committee on Governmental Oversight and Productivity; and Senator Argenziano—

**CS for SB 2142**—A bill to be entitled An act relating to public records exemptions; amending s. 257.43, F.S.; providing an exemption from public records requirements for the identity of donors to the citizen support organization created to provide assistance, funding, and promotional support for the library, archives, and records management programs of the Division of Library and Information Services of the Department of State who desire to remain anonymous; providing for review and repeal; amending s. 265.703, F.S.; providing an exemption from public records requirements for the identity of donors to the citizen support organization created to provide assistance, funding, and promotional support for the cultural and arts programs of the Division of Cultural Affairs of the Department of State who desire to remain anonymous; providing for review and repeal; providing a statement of public necessity; providing a contingent effective date.

---

By the Committee on Criminal Justice; and Senator Rich—

**CS for SB 2166**—A bill to be entitled An act relating to residential tenancies; creating s. 83.683, F.S.; providing definitions; providing for an early termination of a lease if a victim of domestic violence, sexual violence, dating violence, or repeat violence elects to leave a residential rental property under certain circumstances; providing effect of such termination; prescribing responsibilities of parties; providing landlord's rights under such termination; providing that the rights of a victim may not be waived; amending s. 83.59, F.S.; prescribing landlord's right to recover possession of a dwelling unit upon the death of a tenant; providing an effective date.

---

By the Committee on Governmental Oversight and Productivity; and Senators Posey and Baker—

**CS for SB 2176**—A bill to be entitled An act relating to elections; amending s. 97.012, F.S.; revising the duties of the Secretary of State and the Department of State relating to election laws; providing for rulemaking; authorizing the Secretary of State to delegate voter registration and records maintenance duties to voter registration officials; providing that the secretary has a duty to bring legal action to enforce the performance of county supervisors of elections or other officials performing duties relating to the Election Code; providing a prerequisite to bringing such an action; providing venue; requiring that courts give priority to such an action; providing penalties; providing for the adoption of rules; amending s. 97.021, F.S.; revising and providing definitions; amending s. 97.026, F.S.; correcting a cross-reference; amending s. 97.051, F.S.; revising the oath taken by a person registering to vote; amending s. 97.052, F.S.; requiring that the uniform statewide voter registration application be accepted for replacement of a voter information card and signature update; revising the information the uniform statewide voter registration application must contain and must elicit from the applicant; amending s. 97.053, F.S.; revising the criteria for completeness of a voter registration application; specifying the possible

valid recipients of a mailed voter registration application; revising the information needed on a voter registration application to establish an applicant's eligibility; providing for verification of authenticity of certain voter registration application information; providing for a provisional ballot to be provided to an applicant if the application is not verified by a certain date; requiring a voter registration official to enter all voter registration applications into the voter registration system within a certain time period and forward such applications to the supervisor of elections; amending s. 97.0535, F.S.; providing for applicants who have no valid Florida driver's license, identification card, or social security number; amending s. 97.055, F.S.; specifying the information updates permitted for purposes of an upcoming election once registration books are closed; amending s. 97.057, F.S.; revising the voter registration procedure by the Department of Highway Safety and Motor Vehicles; amending s. 97.058, F.S.; revising duties of voter registration agencies; amending s. 97.061, F.S.; revising special registration procedures for electors requiring assistance; amending s. 97.071, F.S.; redesignating the registration identification card as the voter information card; revising the required contents of the card; amending s. 97.073, F.S.; revising the procedure by which an applicant must supply missing information on the voter registration application; revising provisions relating to cancellation of previous registration; amending s. 97.1031, F.S.; revising provisions relating to notice of change of residence, name, or party affiliation; amending s. 97.105, F.S., relating to establishment of the permanent single registration system, to conform; amending s. 98.015, F.S.; revising the duties of supervisors of elections; creating s. 98.035, F.S.; establishing a statewide voter registration system; requiring the Secretary of State to be responsible for the implementation, operation, and maintenance of the system; prohibiting the department from contracting with any other entity to operate the system; authorizing the department to adopt rules relating to the access, use, and operation of the system; amending s. 98.045, F.S.; revising provisions relating to administration of voter registration; providing for the responsibility of such administration to be undertaken by the department in lieu of supervisors of elections; specifying ineligibility criteria; revising provisions relating to removal of registered voters; revising provisions relating to public records access and retention; providing for the establishment of a statewide electronic database of valid residential street addresses; authorizing the department to adopt rules relating to certain voter registration system forms; amending s. 98.065, F.S.; revising provisions relating to registration records maintenance; providing for change of address; providing limitations on notice and renewal; requiring supervisors of elections to certify to the department certain list maintenance activities; providing penalties; amending s. 98.075, F.S.; providing for registration records maintenance by the department; providing procedures in cases involving duplicate registration, deceased persons, adjudication of mental incapacity, felony conviction, and other bases for ineligibility; providing procedures for removal; requiring supervisors of elections to certify to the department certain registration records maintenance activities; creating s. 98.0755, F.S.; providing for appeal of a determination of ineligibility; providing for jurisdiction, burden of proof, and trial costs; amending s. 98.077, F.S.; revising provisions relating to updating a voter's signature; amending s. 98.081, F.S., relating to removal of names from the statewide voter registration system, to conform; amending s. 98.093, F.S.; revising the duty of officials to furnish lists of deceased persons, persons adjudicated mentally incapacitated, and persons convicted of a felony; amending s. 98.212, F.S., relating to furnishing of statistical and other information, to conform; amending s. 98.461, F.S.; authorizing use of an electronic database as a precinct register and use of an electronic device for voter signatures and witness initials; amending s. 100.371, F.S.; revising the procedure by which constitutional amendments proposed by initiative shall be placed on the ballot; amending s. 101.043, F.S.; revising requirements and procedures relating to identification required at polls; amending s. 101.045, F.S., relating to provisions for residence or name change at the polls, to conform; amending s. 101.048, F.S., relating to provisional ballots, to conform; amending s. 101.161, F.S.; conforming a cross-reference; amending s. 101.56062, F.S., relating to standards for accessible voting systems, to conform; amending s. 101.5608, F.S.; revising a provision relating to an elector's signature provided with identification prior to voting; creating s. 101.573, F.S.; requiring supervisors of elections to file precinct-level election results; requiring the Department of State to adopt rules; amending s. 101.62, F.S.; conforming a cross-reference; amending ss. 101.64 and 101.657, F.S.; requiring that the supervisor of elections indicate on each absentee or early voted ballot the precinct of the voter; amending s. 101.663, F.S., relating to change of residence, to conform; amending s. 101.6921, F.S., relating to delivery of special absentee ballots to certain first-time voters, to conform; amending s. 101.6923, F.S., relating to special absentee

ballot instructions for certain first-time voters, to conform; amending s. 102.012, F.S., relating to conduct of elections by inspectors and clerks, to conform; amending s. 104.013, F.S., relating to unauthorized use, possession, or destruction of voter information cards, to conform; amending s. 196.141, F.S., relating to homestead exemptions and duties of property appraisers, to conform; amending s. 120.54, F.S.; including certain rules pertaining to the Florida Election Code within the definition of emergency rules governing public health, safety, or welfare during specified times; amending s. 99.061, F.S.; providing the method of qualifying for nomination or election to the office of the state attorney or public defender; repealing s. 98.055, F.S., relating to registration list maintenance forms; repealing s. 98.095, F.S., relating to county registers open to inspection and copies; repealing s. 98.0977, F.S., relating to the statewide voter registration database and its operation and maintenance; repealing s. 98.0979, F.S., relating to inspection of the statewide voter registration; repealing s. 98.101, F.S., relating to specifications for permanent registration binders, files, and forms; repealing s. 98.181, F.S., relating to duty of the supervisor of elections to make up indexes or records; repealing s. 98.231, F.S., relating to duty of the supervisor of elections to furnish the department the number of registered electors; repealing s. 98.451, F.S., relating to automation in processing registration data; repealing s. 98.481, F.S., relating to challenges to electors; repealing s. 101.635, F.S., relating to distribution of blocks of printed ballots; providing effective dates.

---

By the Committees on Governmental Oversight and Productivity; Ethics and Elections; and Senator Posey—

**CS for CS for SB 2178**—A bill to be entitled An act relating to public records; amending s. 97.0585, F.S.; revising an exemption from the public-records law which is provided for information concerning persons who decline to register to vote, information relating to the place where a person registered to vote or updated a registration, and a voter's signature and social security number; creating exemptions from disclosure for a voter's driver's license number and Florida identification number; deleting an exemption from disclosure provided for the voter's telephone number; providing certain exceptions; providing for future legislative review and repeal under the Open Government Sunset Review Act; providing a finding of public necessity; providing a contingent effective date.

---

By the Committee on Governmental Oversight and Productivity; and Senators King and Lynn—

**CS for SB 2220**—A bill to be entitled An act relating to a public-records exemption for the Voluntary Prekindergarten Education Program; creating s. 1002.72, F.S.; creating an exemption from public-records requirements for individual records of children enrolled in the Voluntary Prekindergarten Education Program; providing for retroactive application; providing for exceptions to the exemption; providing for future review and repeal under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

---

By the Committee on Criminal Justice; and Senator Siplin—

**CS for SB 2240**—A bill to be entitled An act relating to dart-firing stun guns; creating s. 943.1717, F.S.; providing parameters within which law enforcement, correctional probation and correctional officers may employ dart-firing stun guns; requiring that the Criminal Justice Standards and Training Commission establish standards for instruction in the use of dart-firing stun guns in self defense and in the use of deadly force; requiring that a minimum number of hours in such training be included in the basic-skills course required for certification; providing an effective date.

---

By the Committee on Education; and Senator Haridopolos—

**CS for SB 2262**—A bill to be entitled An act relating to drug testing student athletes; amending s. 1006.20, F.S.; requiring the Florida High School Athletic Association to adopt bylaws relating to steroid use and

the adherence to a coaches code of ethics; requiring development of such code; requiring the Florida High School Athletic Association to make recommendations for a pilot drug testing program to test for performance-enhancing drugs; providing an effective date.

---

By the Committee on Criminal Justice; and Senator Peaden—

**CS for SB 2352**—A bill to be entitled An act relating to controlled substances; amending s. 893.033, F.S.; revising the definition of “listed precursor chemical” to include benzaldehyde, hydriodic acid, and nitroethane, and to remove anhydrous ammonia and benzyl chloride; revising the definition of “listed essential chemical” to include anhydrous ammonia, benzyl chloride, hydrochloric gas, and iodine; amending s. 893.13, F.S.; prohibiting a person from manufacturing methamphetamine or phencyclidine or from possessing listed chemicals with the intent to manufacture methamphetamine or phencyclidine; providing criminal penalties; providing for minimum terms of imprisonment in circumstances where a person commits or attempts to commit such crime in a structure or conveyance where a child is present and in circumstances where a child suffers great bodily harm; providing criminal penalties in circumstances where a person fails to store anhydrous ammonia as required; providing criminal penalties in circumstances involving a violation of ch. 893, F.S., which results in serious injury to a state, local, or federal law enforcement officer; increasing the criminal penalties if such violation results in death or great bodily harm to such officer; prohibiting a person from selling, manufacturing, delivering, or attempting to sell, manufacture, or deliver a controlled substance in, on, or within 1,000 feet of an assisted living facility; providing criminal penalties for such offense; specifying minimum terms of imprisonment for such offense; amending s. 893.135, F.S.; including offenses involving pseudoephedrine within the offense of trafficking in amphetamine; providing criminal penalties; providing that it is a capital offense to manufacture or import pseudoephedrine knowing that the probable result will be death; amending s. 893.149, F.S., relating to the prohibition against possessing listed chemicals; providing an exception to such prohibition for a person authorized to clean up or dispose of hazardous waste or toxic substances pursuant to ch. 893, F.S.; providing that damages arising out of the unlawful possession of, storage of, or tampering with a listed chemical is the sole responsibility of the person unlawfully possessing, storing, or tampering with the chemical; providing that the lawful owner, installer, maintainer, designer, manufacturer, possessor, or seller is immune from liability in the absence of negligent misconduct or failure to abide by laws governing possession or storage; creating s. 893.1495, F.S.; limiting sales of products containing more than a specified amount of ephedrine or related compounds in a single transaction; providing restrictions on the display of products containing ephedrine or related compounds; requiring specialized training for employees of retail outlets who engage in retail sale of such products; providing that local regulations are superseded; providing criminal penalties; reenacting s. 893.02(12), F.S., relating to the definition of the term “listed chemical,” for the purpose of incorporating the amendment to s. 893.033, F.S., in a reference thereto; reenacting ss. 435.07(2), 921.187(1), 938.25, and 948.034(1) and (2), F.S., relating to exemptions from disqualification for certain employment, disposition and sentencing alternatives, the assessment of fees for purposes of funding the Operating Trust Fund of the Department of Law Enforcement, and the terms and conditions of probation, respectively, for the purpose of incorporating the amendment to s. 893.13, F.S., in references thereto; reenacting ss. 311.12(3)(c), 414.095(1), 775.087(2)(a) and (3)(a), 782.04(1)(a), (3)(a), and (4)(a), 893.13(8)(d), 907.041(4)(c), 921.0022(3)(g), (h), and (i), 921.0024(1), 921.142(2), 943.0585, and 943.059, F.S., relating to seaport security standards, eligibility for temporary cash assistance, mandatory sentencing in circumstances involving the possession of use of a weapon, specified offenses that may be charged as murder if death results, prohibited acts by prescribing practitioners, circumstances in which the court may order pretrial detention, the offense severity ranking chart of the Criminal Punishment Code, worksheet computations and scoresheets under the Criminal Punishment Code, sentencing in capital drug trafficking cases, limitations on circumstances in which a criminal history record may be expunged, and limitations on circumstances in which a criminal history record may be sealed, respectively, for the purpose of incorporating the amendment to s. 895.135, F.S., in references thereto; reenacting ss. 397.451(4)(b) and (6), 772.12(2)(a), 893.1351(1), and 903.133, F.S., relating to background checks of service provider personnel, the Drug Dealer Liability Act, the prohibition against leasing or renting for the purpose of trafficking in a controlled substance, and the limitation of

admission to bail, respectively, for the purpose of incorporating the amendments to ss. 893.13 and 893.135, F.S., in references thereto; providing applicability; providing an effective date.

---

By the Committees on Education; Commerce and Consumer Services; and Senators Smith, Fasano and Crist—

**CS for CS for SB 2362**—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.052, F.S.; deleting an exception to an exemption from the tax for research or development costs; amending s. 212.08, F.S.; providing an exemption for machinery and equipment used in semiconductor, defense, or space technology research and development activities; providing definitions; providing for the adoption of rules pertaining to procedures to claim exemptions and revising guidelines relating to such procedures; providing for a review of the exemption by the Office of Program Policy Analysis and Government Accountability and Enterprise Florida, Inc.; requiring a report; providing an effective date.

---

By the Committees on Governmental Oversight and Productivity; Environmental Preservation; and Senator Clary—

**CS for CS for SB 2426**—A bill to be entitled An act relating to beach safety; amending s. 380.276, F.S.; revising the provisions for the placement of uniform warning and safety flags at public beaches; prohibiting the display of flags not specifically developed by the Department of Environmental Protection; revising liability provisions; authorizing the department to develop and distribute information and materials related to beach safety; providing an effective date.

---

By the Committees on Governmental Oversight and Productivity; Environmental Preservation; and Senator Dockery—

**CS for CS for SB 2502**—A bill to be entitled An act relating to water management districts; creating s. 373.1135, F.S.; authorizing each water management district to establish a small business program to encourage small businesses, including those owned by women and minorities, to participate in district procurement and contract activities; amending s. 373.073, F.S.; allowing a water management district government board member to serve until a replacement has been appointed; amending s. 373.414, F.S.; allowing a petition for a jurisdictional declaratory statement to be submitted to the Department of Environmental Protection or a water management district on or before June 1, 1994; providing an effective date.

---

By the Committee on Criminal Justice; and Senator Wise—

**CS for SB 2656**—A bill to be entitled An act relating to juvenile justice; reorganizing ch. 985, F.S.; providing new section numbers and part titles; amending s. 985.01, F.S., relating to purposes and intent for the chapter; amending s. 985.02, F.S., relating to the legislative intent for the juvenile justice system; revising a reference and cross-references to conform; amending s. 985.03, F.S., relating to definitions for the chapter; amending, renumbering, and revising references and cross-references to conform; creating s. 985.0301, F.S., relating to the jurisdiction of the juvenile court; amending and renumbering s. 985.201, F.S.; amending and renumbering a provision of s. 985.219, F.S., that relates to such jurisdiction; amending and redesignating a provision of s. 985.231, F.S., that relates to such jurisdiction; amending and redesignating a provision of s. 985.31, F.S., that relates to such jurisdiction; amending and redesignating a provision of s. 985.313, F.S., that relates to such jurisdiction; revising references and cross-references to conform; creating s. 985.032, F.S., relating to legal representation for delinquency cases; renumbering s. 985.202, F.S.; creating s. 985.033, F.S., relating to the right to counsel; amending and renumbering s. 985.203, F.S.; revising references to conform; creating s. 985.035, F.S., relating to open hearings; renumbering s. 985.205, F.S.; creating s. 985.036, F.S., relating to the rights of victims in juvenile proceedings; amending and renumbering s. 985.206, F.S.; providing for the release of certain information to victims; creating s. 985.037, F.S., relating to punishment for contempt of court and alternative sanctions; amending and renumbering



s. 985.216, F.S.; revising provisions relating to contempt of court; creating s. 985.039, F.S., relating to the cost of supervision and care; renumbering s. 985.2311, F.S.; amending and renumbering s. 985.04, F.S.; clarifying a provision relating to the release of certain information; revising references and cross-references to conform; creating s. 985.045, F.S., relating to court records; amending and renumbering s. 985.05, F.S.; revising references and cross-references to conform; creating s. 985.046, F.S., relating to the statewide information-sharing system and interagency workgroup; renumbering s. 985.06, F.S.; creating s. 985.047, F.S., relating to information systems; renumbering s. 985.08, F.S.; creating s. 985.101, F.S., relating to taking a child into custody; amending and renumbering s. 985.207, F.S.; creating s. 985.105, F.S., relating to intake and case management; renumbering s. 985.2075, F.S.; renumbering a provision of s. 985.215, F.S., relating to transporting a child who has been taken into custody; revising a reference and cross-references to conform; creating s. 985.105, F.S., relating to youth custody officers; renumbering s. 985.2075, F.S.; creating s. 985.11, F.S., relating to fingerprinting and photographing; amending and renumbering s. 985.212, F.S.; revising a cross-reference to conform; creating s. 985.115, F.S., relating to release or delivery from custody; amending and renumbering provisions of s. 985.211, F.S., that relate to such release or delivery; revising cross-references to conform; creating s. 985.12, F.S., relating to civil citations; amending and renumbering s. 985.301, F.S.; revising a cross-reference to conform; creating s. 985.125, F.S., relating to prearrest or postarrest diversion programs; renumbering s. 985.3065, F.S.; creating s. 985.13, F.S., relating to probable cause affidavits; amending and renumbering provisions of s. 985.211, F.S., that relate to probable cause affidavits and certain requirements upon the taking of a child into custody; revising cross-references to conform; creating s. 985.135, F.S., relating to juvenile assessment centers; renumbering s. 985.209, F.S.; creating s. 985.14, F.S., relating to the intake and case management system; amending, renumbering, and redesignating provisions of s. 985.21, F.S., that relate to intake and case management; revising cross-references to conform; creating s. 985.145, F.S., relating to the responsibilities of the juvenile probation officer during intake and to screenings and assessments; amending and redesignating provisions of s. 985.21, F.S., that relate to such responsibilities, screenings, and assessments; revising cross-references to conform; creating s. 985.15, F.S., relating to filing decisions in juvenile cases; amending and redesignating provisions of s. 985.21, F.S., that relate to such decisions; revising cross-references to conform; creating s. 985.155, F.S., relating to neighborhood restorative justice; renumbering s. 985.303, F.S.; creating s. 985.16, F.S., relating to community arbitration; amending and renumbering s. 985.304, F.S.; revising a reference to conform; creating s. 985.18, F.S., relating to medical, psychiatric, psychological, substance abuse, and educational examination and treatment; renumbering s. 985.224, F.S.; redesignating a provision of s. 985.215, F.S., that relates to comprehensive evaluations of certain youth; creating s. 985.185, F.S., relating to evaluations for dispositions; amending and renumbering provisions of s. 985.229, F.S., that relate to such evaluations; creating s. 985.19, F.S., relating to incompetency in juvenile delinquency cases; renumbering s. 985.223, F.S.; creating s. 985.195, F.S., relating to transfer to other treatment services; renumbering s. 985.418, F.S.; creating s. 985.24, F.S., relating to the use of detention and to prohibitions on the use of detention; renumbering provisions of s. 985.213, F.S., that relate to the use of detention; renumbering s. 985.214, F.S.; creating s. 985.245, F.S., relating to the risk assessment instrument; amending and renumbering a provision of s. 985.213, F.S., that relates to such instrument; revising cross-references to conform; creating s. 985.25, F.S., relating to detention intake; amending, renumbering, and redesignating provisions of s. 985.215, F.S., that relate to detention intake; revising cross-references to conform; creating s. 985.255, F.S., relating to detention criteria and detention hearings; amending and renumbering a provision of s. 985.215, F.S., that relates to such criteria and hearings; revising cross-references to conform; amending and redesignating a provision of s. 985.213, F.S., that relates to such criteria and hearings in circumstances involving domestic violence; revising a cross-reference to conform; creating s. 985.26, F.S., relating to length of detention; amending, renumbering, and redesignating provisions of s. 985.215, F.S., that relate to length of detention; revising cross-references to conform; creating s. 985.265, F.S., relating to detention transfer and release, education of juvenile offenders while in detention or on detention status, and holding of juvenile offenders in adult jails; amending and renumbering provisions of s. 985.215, F.S., that relate to transfer, release, and holding juvenile offenders in adult jails; renumbering a provision of s. 985.213, F.S., that relates to education of juvenile offenders while in detention or on detention status; revising references and cross-references to conform; creating

s. 985.27, F.S., relating to postcommitment detention of juvenile offenders while such offenders are awaiting residential placement; amending and redesignating provisions of s. 985.215, F.S., that relate to such detention; limiting the use of such detention; revising references to "detention" to clarify that such term means "secure detention" in certain circumstances; creating s. 985.275, F.S., relating to the detention of an escapee; amending and renumbering s. 985.208, F.S.; revising a cross-reference to conform; creating s. 985.318, F.S., relating to petitions; renumbering s. 985.218, F.S.; creating s. 985.319, F.S., relating to process and service; renumbering provisions of s. 985.219, F.S., that relate to process and service; creating s. 985.325, relating to prohibitions against threatening or dismissing employees; amending and renumbering s. 985.22, F.S.; revising cross-references to conform; creating s. 985.331, F.S., relating to court and witness fees; renumbering s. 985.221, F.S.; creating s. 985.335, F.S., relating to answering a petition; renumbering s. 985.222, F.S.; creating s. 985.345, F.S., relating to delinquency pretrial intervention programs; renumbering s. 985.306, F.S.; creating s. 985.35, F.S., relating to adjudicatory hearings, withholding of adjudication, and orders of adjudication; amending and renumbering s. 985.228, F.S.; repealing a provision prohibiting a person from possessing a firearm in certain circumstances; revising a reference and cross-references to conform; creating s. 985.43, F.S., relating to predisposition reports and other evaluations; amending and renumbering provisions of s. 985.229, F.S., that relate to such reports and evaluations; revising cross-references to conform; creating s. 985.433, F.S., relating to disposition hearings in delinquency cases; amending and renumbering s. 985.23, F.S.; clarifying who is considered a party to a juvenile case; specifying who must be given an opportunity to comment on the issue of disposition; revising cross-references to conform; amending a provision of s. 985.231, F.S., relating to requirement of written disposition orders; creating s. 985.435, F.S., relating to probation, postcommitment probation, and community service; amending and redesignating a provision of s. 985.231, F.S., relating to probation, postcommitment probation, and community control; creating s. 985.437, F.S., relating to restitution; amending and redesignating provisions of s. 985.231, F.S., that relate to restitution; revising a reference and cross-reference to conform; creating s. 985.439, F.S., relating to violations of probation or postcommitment probation; amending and redesignating provisions of s. 985.231, F.S., that relate to such violations; revising cross-references to conform; creating s. 985.441, F.S., relating to commitment; amending and redesignating provisions of s. 985.231, F.S., that relate to commitment; providing a requirement for commitment of a child as a juvenile sexual offender; revising cross-references to conform; renumbering a provision of s. 985.404, F.S., that relates to transfers of the child to administer commitment; creating s. 985.442, F.S., relating to the form of commitment; renumbering s. 985.232, F.S.; creating s. 985.445, F.S., relating to disposition of delinquency cases involving grand theft of a motor vehicle; amending and redesignating a provision of s. 985.231, F.S., that relates to disposition in such cases; creating s. 985.45, F.S., relating to liability and remuneration for work; amending and redesignating a provision of s. 985.231, F.S., that relates to liability and remuneration; creating s. 985.455, F.S., relating to other dispositional issues; amending and redesignating provisions of s. 985.231, F.S., that relate to determination of sanctions, rehabilitation programs, and certain contact with the victim subsequent to disposition; redesignating provisions of s. 985.231, F.S., that specify the duration of commitment and suspension of disposition; revising a cross-reference to conform; creating s. 985.46, F.S., relating to conditional release; amending and renumbering s. 985.316, F.S.; revising a cross-reference to conform; creating s. 985.465, F.S., relating to juvenile correctional facilities and juvenile prisons; amending and renumbering s. 985.313, F.S.; creating s. 985.47, F.S., relating to serious and habitual juvenile offenders; amending and renumbering a provision of s. 985.03, F.S., that relates to such offenders; amending and renumbering s. 985.31, F.S.; revising a reference and cross-references to conform; creating s. 985.475, F.S., relating to juvenile sexual offenders; amending and renumbering a provision of s. 985.03, F.S., that relates to such offenders; revising a cross-reference to conform; amending and renumbering a provision of s. 985.231, F.S., that relates to such offenders; revising cross-references to conform; creating s. 985.48, F.S., relating to juvenile sexual offender commitment programs and sexual abuse intervention networks; renumbering s. 985.308, F.S.; creating s. 985.483, F.S., relating to intensive residential treatment programs for juvenile offenders less than 13 years of age; amending and renumbering a provision of s. 985.03, F.S., that relates to such offenders; amending and renumbering s. 985.311, F.S.; revising cross-references to conform; creating s. 985.486, F.S., relating to the prerequisites for commitment of juvenile offenders less than 13 years

of age to intensive residential treatment programs; amending and renumbering s. 985.312, F.S.; revising cross-references to conform; creating s. 985.489, F.S., relating to boot camp for children; amending and renumbering s. 985.309, F.S.; revising cross-references to conform; creating s. 985.494, F.S., relating to commitment programs for juvenile felony offenders; amending and renumbering s. 985.314, F.S.; revising cross-references to conform; creating s. 985.511, F.S., relating to the child's right to counsel and the cost of representation; amending and renumbering a provision of s. 985.41, F.S., that relates to such rights and costs; amending and renumbering a provision of s. 985.2155, F.S., as amended by ch. 2003-402, Laws of Florida, that relates to such rights and costs; creating s. 985.512, F.S., relating to the powers of the court with respect to certain children; renumbering s. 985.204, F.S.; creating s. 985.513, F.S., relating to the powers of the court over parents or guardians at disposition of the child's case; amending and redesignating provisions of s. 985.231, F.S., that relate to such powers; revising cross-references to conform; creating s. 985.514, F.S., relating to the responsibilities of the parents or guardians of a child for certain fees related to the cost of care; amending and redesignating a provision of s. 985.215, F.S., that relates to such responsibilities; revising a cross-reference to conform; amending and redesignating a provision of s. 985.231, F.S., that relates to such responsibilities; revising a cross-reference to conform; amending and redesignating a provision of s. 985.233, F.S., that relates to such responsibilities; revising a cross-reference to conform; creating s. 985.534, F.S., relating to appeals in juvenile cases; renumbering s. 985.234, F.S.; creating s. 985.535, F.S., relating to time for taking appeal by the state; renumbering s. 985.235, F.S.; creating s. 985.536, F.S., relating to orders or decisions when the state appeals; renumbering s. 985.236, F.S.; creating s. 985.556, F.S., relating to voluntary and involuntary waivers of juvenile court jurisdiction and hearings for such waivers; amending and renumbering s. 985.226, F.S.; revising cross-references to conform; creating s. 985.557, F.S., relating to discretionary and mandatory criteria for the direct filing of an information against a juvenile offender in the criminal division of the circuit court; amending and renumbering s. 985.227, F.S.; revising cross-references to conform; creating s. 985.56, F.S., relating to indictment of juvenile offenders; amending and renumbering s. 985.225, F.S.; revising a reference and cross-references to conform; creating s. 985.565, F.S., relating to powers, procedures, and alternatives available to the court when sentencing juvenile offenders prosecuted as adults; amending, renumbering, and redesignating provisions of s. 985.233, F.S., that relate to such powers, procedures, and alternatives; revising cross-references to conform; creating s. 985.57, F.S., relating to the transfer of children from the Department of Corrections to the Department of Juvenile Justice; renumbering s. 985.417; creating s. 985.601, F.S., relating to administering the juvenile justice continuum; renumbering provisions of s. 985.404, F.S., that relate to such administration; creating s. 985.605, F.S., relating to requirements for prevention service programs; amending and renumbering s. 985.3045, F.S.; revising cross-references to conform; creating s. 985.606, F.S., relating to requirements for agencies and entities providing prevention services; amending and renumbering s. 985.3046, F.S.; revising a cross-reference to conform; creating s. 985.61, F.S., relating to criteria for early delinquency intervention programs; renumbering s. 985.305, F.S.; creating s. 985.614, F.S., relating to interagency cooperation for children who are locked out of their homes; renumbering s. 985.2066, F.S.; creating s. 985.618, F.S., relating to educational and career-related programs; amending and renumbering s. 985.315, F.S.; revising a cross-reference to conform; creating s. 985.622, F.S., relating to a multiagency plan for vocational education; renumbering s. 985.3155, F.S.; creating s. 985.625, F.S., relating to literacy programs for juvenile offenders; amending and renumbering s. 985.317, F.S.; revising a cross-reference to conform; creating s. 985.629, F.S., relating to contracts for the transfer of Florida children in federal custody; renumbering s. 985.419, F.S.; creating s. 985.632, F.S., relating to quality assurance and cost-effectiveness; renumbering s. 985.412, F.S.; creating s. 985.636, F.S., relating to the Office of the Inspector General within the Department of Juvenile Justice; renumbering s. 985.42, F.S.; creating s. 985.64, F.S., relating to the authority of the Department of Juvenile Justice to adopt rules; renumbering s. 985.405, F.S.; creating s. 985.644, F.S., relating to the contracting powers and the personnel standards and screening requirements of the Department of Juvenile Justice; renumbering a provision of s. 985.01, F.S., that relates to such powers; renumbering s. 985.407, F.S.; creating s. 985.648, F.S., relating to consultants; renumbering s. 985.408, F.S.; creating s. 985.652, F.S., relating to participation of certain juvenile programs in the State Risk Management Trust Fund; renumbering s. 985.409, F.S.; creating s. 985.66, F.S., relating to juvenile justice training academies, the Juvenile Justice Standards and Training Commission, and the Juvenile Justice Trust Fund;

amending and renumbering s. 985.406, F.S.; revising a cross-reference to conform; creating s. 985.664, F.S., relating to juvenile justice circuit boards and juvenile justice county councils; amending and renumbering s. 985.4135, F.S.; revising a cross-reference to conform; creating s. 985.668, F.S., relating to innovation zones; renumbering s. 985.416, F.S.; creating s. 985.672, F.S., relating to direct-support organizations; renumbering s. 985.4145, F.S.; creating s. 985.9475, F.S., relating to community juvenile justice partnership grants; amending and renumbering s. 985.415, F.S.; revising cross-references to conform; creating s. 985.68, F.S., relating to the Task Force on Juvenile Sexual Offenders and their Victims; renumbering s. 985.403, F.S.; creating s. 985.682, F.S., relating to studies and criteria for siting juvenile facilities; amending and renumbering s. 985.41, F.S.; creating s. 985.686, F.S., relating to shared county and state responsibility for juvenile detention; renumbering s. 985.2155, F.S.; creating s. 985.688, F.S., relating to administering county and municipal delinquency programs and facilities; amending and renumbering s. 985.411, F.S.; revising a cross-reference to conform; creating s. 985.69, F.S., relating to one-time startup funding for juvenile justice purposes; renumbering s. 985.4075, F.S.; creating s. 985.692, F.S., relating to the Juvenile Welfare Trust Fund; renumbering s. 985.4041, F.S.; creating s. 985.694, F.S., relating to the Juvenile Care and Maintenance Trust Fund; renumbering s. 985.4042, F.S.; creating s. 985.701, F.S., relating to prohibiting sexual misconduct, reporting requirements, and penalties; renumbering s. 985.4045, F.S.; creating s. 985.711, F.S., relating to penalties for the introduction, removal, or possession of certain articles; renumbering s. 985.4046, F.S.; creating s. 985.721, F.S., relating to escapes from secure detention or residential commitment facilities; amending and renumbering s. 985.3141, F.S.; revising a cross-reference to conform; creating s. 985.731, F.S., relating to sheltering or aiding unmarried minors; renumbering s. 985.2065, F.S.; creating s. 985.801, F.S., relating to legislative findings, policy, and implementation of the Interstate Compact on Juveniles; renumbering s. 985.501, F.S.; creating s. 985.802, F.S., relating to execution of the interstate compact; renumbering s. 985.502, F.S.; creating s. 985.803, F.S., relating to the administrator of the juvenile compact; renumbering s. 985.503, F.S.; creating s. 985.804, F.S., relating to supplementary agreements to the compact; renumbering s. 985.504, F.S.; creating s. 985.805, F.S., relating to financial arrangements related to the compact; renumbering s. 985.505, F.S.; creating s. 985.806, F.S., relating to the responsibilities of state departments, agencies, and officers; renumbering s. 985.506, F.S.; creating s. 985.807, F.S., relating to procedures in addition to those provided under the compact; renumbering s. 985.507, F.S.; repealing ss. 985.215(6), 985.231(1)(b), (c), (f), and (i), and (2) and 985.233(4)(d), F.S.; amending ss. 29.004, 29.008, 253.025, 318.21, 397.334, 400.953, 419.001, 435.04, 784.075, 790.115, 790.22, 921.0022, 938.10, 943.053, 943.0582, 943.0585, 943.059, 948.51, 958.046, 960.001, 984.03, 984.05, 984.09, 984.226, 1003.52, 1006.08, 1006.13, and 1012.797, F.S.; conforming cross-references; providing an effective date.

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

### FIRST READING

The Honorable Tom Lee, President

I am directed to inform the Senate that the House of Representatives has passed HB 1861; has passed as amended HB 727 and requests the concurrence of the Senate.

*John B. Phelps, Clerk*

By the Committee on Governmental Operations; and Representative Kottkamp—

**HB 1861**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 411.011, F.S., which provides a public records exemption for specified records of children enrolled in school readiness programs; removing the October 2, 2005, repeal thereof scheduled under the Open Government Sunset Review Act; making editorial changes; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Children and Families; Governmental Oversight and Productivity; and Rules and Calendar.

By Representative M. Davis and others—

**HB 727**—A bill to be entitled An act relating to water management district planning and reporting; amending s. 373.036, F.S.; authorizing submission of an annual strategic plan in lieu of other district water management plan information and providing requirements therefor; requiring water management districts to submit a consolidated annual report and providing requirements therefor; correcting a cross reference; amending ss. 11.80, 163.3177, 193.625, 373.0397, 373.042, 373.145, 373.1961, 373.199, 373.207, 373.414, 373.4592, 373.45926, 373.4595, 373.470, and 373.536, F.S.; revising certain reporting requirements and cross references to conform; directing the Department of Environmental Protection to recommend to the Governor and Legislature additional changes to or consolidation of planning and reporting requirements of ch. 373, F.S., relating to water resources; repealing s. 373.0395, F.S., relating to groundwater basin resource availability inventories; providing an effective date.

—was referred to the Committees on Environmental Preservation; and Government Efficiency Appropriations.

## RETURNING MESSAGES ON SENATE BILLS

The Honorable Tom Lee, President

I am directed to inform the Senate that the Speaker has appointed the following Representatives to the Conference Committee for CS for SB 388: Rep. Negron, Chair; Rep. Mahon, Vice Chair: Full Committee—At Large: Reps. Gardiner, Waters, Rubio, Bowen, Simmons, Brummer, Goodlette, Greenstein, Jennings, and Ryan; Agriculture and Environment—Rep. Mayfield, Chair, and Reps. Evers, Brown, Kendrick, Stansel, Poppell, Littlefield, and Machek (alternate); Education—Rep. Pickens, Chair, and Reps. Rivera, Attkisson, Baxley, Flores, Sansom, Arza, Meador, Vana, Bendross-Mindingall, Richardson, Justice (alternate), and Altman (alternate); Health Care—Rep. Bean, Chair, and Reps. Benson, Murzin, Cannon, Galvano, Garcia, Farkas, Roberson, Gannon, Bilirakis (alternate), Hays (alternate), and Sobel (alternate); Justice—Rep. Barreiro, Chair, and Reps. Needelman, Kottkamp, Planas, Adams, Hasner, Seiler, Joyner, Clarke (alternate), and Gelber (alternate); State Administration—Rep. Berfield, Chair, and Reps. Troutman, Carroll, Quinones, Reagan, Sands, A. Gibson, and Patterson (alternate); Transportation and Economic Development—Rep. D. Davis, Chair, and Reps. Llorente, Bogdanoff, M. Davis, Traviesa, Kravitz, Cusack, Ausley, McInvale (alternate), and Allen (alternate).

*John B. Phelps, Clerk*

**CS for SB 388**—A bill to be entitled An act relating to student financial aid; amending ss. 1009.50, 1009.51, and 1009.52, F.S.; authorizing the deposit of funds appropriated by the Legislature for student financial assistance into the State Student Financial Assistance Trust Fund; amending s. 1009.89, F.S.; eliminating a requirement that funds appropriated for the William L. Boyd, IV, Florida Resident Access Grant Program be deposited into such trust fund; providing an effective date.

The Honorable Tom Lee, President

I am directed to inform the Senate that the Speaker has appointed the following Representatives to the Conference Committee for CS for SB 392: Rep. Negron, Chair; Rep. Mahon, Vice Chair: Full Committee—At Large: Reps. Gardiner, Waters, Rubio, Bowen, Simmons, Brummer, Goodlette, Greenstein, Jennings, and Ryan; Agriculture and Environment—Rep. Mayfield, Chair, and Reps. Evers, Brown, Kendrick, Stansel, Poppell, Littlefield, and Machek (alternate); Education—Rep. Pickens, Chair, and Reps. Rivera, Attkisson, Baxley, Flores, Sansom, Arza, Meador, Vana, Bendross-Mindingall, Richardson, Justice (alternate), and Altman (alternate); Health Care—Rep. Bean, Chair, and Reps. Benson, Murzin, Cannon, Galvano, Garcia, Farkas, Roberson, Gannon, Bilirakis (alternate), Hays (alternate), and Sobel (alternate); Justice—Rep. Barreiro, Chair, and Reps. Needelman, Kottkamp, Planas, Adams, Hasner, Seiler, Joyner, Clarke (alternate), and Gelber (alternate); State Administration—Rep. Berfield, Chair, and Reps. Troutman, Carroll, Quinones, Reagan, Sands, A. Gibson, and Patterson (alternate); Transportation and Economic Development—Rep. D. Davis, Chair, and Reps.

Llorente, Bogdanoff, M. Davis, Traviesa, Kravitz, Cusack, Ausley, McInvale (alternate), and Allen (alternate).

*John B. Phelps, Clerk*

**CS for SB 392**—A bill to be entitled An act relating to the Water Quality Assurance Trust Fund; amending s. 376.307, F.S.; authorizing the Department of Environmental Protection to use certain funds for brownfield activities; providing an effective date.

The Honorable Tom Lee, President

I am directed to inform the Senate that the Speaker has appointed the following Representatives to the Conference Committee for CS for SB 394: Rep. Negron, Chair; Rep. Mahon, Vice Chair: Full Committee—At Large: Reps. Gardiner, Waters, Rubio, Bowen, Simmons, Brummer, Goodlette, Greenstein, Jennings, and Ryan; Agriculture and Environment—Rep. Mayfield, Chair, and Reps. Evers, Brown, Kendrick, Stansel, Poppell, Littlefield, and Machek (alternate); Education—Rep. Pickens, Chair, and Reps. Rivera, Attkisson, Baxley, Flores, Sansom, Arza, Meador, Vana, Bendross-Mindingall, Richardson, Justice (alternate), and Altman (alternate); Health Care—Rep. Bean, Chair, and Reps. Benson, Murzin, Cannon, Galvano, Garcia, Farkas, Roberson, Gannon, Bilirakis (alternate), Hays (alternate), and Sobel (alternate); Justice—Rep. Barreiro, Chair, and Reps. Needelman, Kottkamp, Planas, Adams, Hasner, Seiler, Joyner, Clarke (alternate), and Gelber (alternate); State Administration—Rep. Berfield, Chair, and Reps. Troutman, Carroll, Quinones, Reagan, Sands, A. Gibson, and Patterson (alternate); Transportation and Economic Development—Rep. D. Davis, Chair, and Reps. Llorente, Bogdanoff, M. Davis, Traviesa, Kravitz, Cusack, Ausley, McInvale (alternate), and Allen (alternate).

*John B. Phelps, Clerk*

**CS for SB 394**—A bill to be entitled An act relating to the enforcement of farm labor laws; amending s. 450.38, F.S.; requiring that moneys to enforce farm labor laws be transferred to the Professional Regulation Trust Fund from the Workers' Compensation Administration Trust Fund within the Department of Financial Services; authorizing the appropriation of moneys for such purpose; providing an effective date.

The Honorable Tom Lee, President

I am directed to inform the Senate that the Speaker has appointed the following Representatives to the Conference Committee for CS for SB 400: Rep. Negron, Chair; Rep. Mahon, Vice Chair: Full Committee—At Large: Reps. Gardiner, Waters, Rubio, Bowen, Simmons, Brummer, Goodlette, Greenstein, Jennings, and Ryan; Agriculture and Environment—Rep. Mayfield, Chair, and Reps. Evers, Brown, Kendrick, Stansel, Poppell, Littlefield, and Machek (alternate); Education—Rep. Pickens, Chair, and Reps. Rivera, Attkisson, Baxley, Flores, Sansom, Arza, Meador, Vana, Bendross-Mindingall, Richardson, Justice (alternate), and Altman (alternate); Health Care—Rep. Bean, Chair, and Reps. Benson, Murzin, Cannon, Galvano, Garcia, Farkas, Roberson, Gannon, Bilirakis (alternate), Hays (alternate), and Sobel (alternate); Justice—Rep. Barreiro, Chair, and Reps. Needelman, Kottkamp, Planas, Adams, Hasner, Seiler, Joyner, Clarke (alternate), and Gelber (alternate); State Administration—Rep. Berfield, Chair, and Reps. Troutman, Carroll, Quinones, Reagan, Sands, A. Gibson, and Patterson (alternate); Transportation and Economic Development—Rep. D. Davis, Chair, and Reps. Llorente, Bogdanoff, M. Davis, Traviesa, Kravitz, Cusack, Ausley, McInvale (alternate), and Allen (alternate).

*John B. Phelps, Clerk*

**CS for SB 400**—A bill to be entitled An act relating to the procurement of commodities or contractual services; amending s. 287.057, F.S.; requiring that the Department of Management Services compensate a provider for on-line procurement pursuant to appropriation after satisfying ongoing costs; requiring that the provider report transaction data to the department; requiring that fees due to the state on a transactional basis or as a fixed percentage of savings generated be deposited into the State Treasury; requiring that a vendor pay interest on the balance of fees remaining due and unpaid; providing an effective date.

The Honorable Tom Lee, President

I am directed to inform the Senate that the Speaker has appointed the following Representatives to the Conference Committee for CS for SB 404: Rep. Negron, Chair; Rep. Mahon, Vice Chair: Full Committee—At Large: Reps. Gardiner, Waters, Rubio, Bowen, Simmons, Brummer, Goodlette, Greenstein, Jennings, and Ryan; Agriculture and Environment—Rep. Mayfield, Chair, and Reps. Evers, Brown, Kendrick, Stansel, Poppell, Littlefield, and Machek (alternate); Education—Rep. Pickens, Chair, and Reps. Rivera, Attkisson, Baxley, Flores, Sansom, Arza, Meador, Vana, Bendross-Mindingall, Richardson, Justice (alternate), and Altman (alternate); Health Care—Rep. Bean, Chair, and Reps. Benson, Murzin, Cannon, Galvano, Garcia, Farkas, Roberson, Gannon, Bilirakis (alternate), Hays (alternate), and Sobel (alternate); Justice—Rep. Barreiro, Chair, and Reps. Needelman, Kottkamp, Planas, Adams, Hasner, Seiler, Joyner, Clarke (alternate), and Gelber (alternate); State Administration—Rep. Berfield, Chair, and Reps. Troutman, Carroll, Quinones, Reagan, Sands, A. Gibson, and Patterson (alternate); Transportation and Economic Development—Rep. D. Davis, Chair, and Reps. Llorente, Bogdanoff, M. Davis, Traviesa, Kravitz, Cusack, Ausley, McInvalle (alternate), and Allen (alternate).

*John B. Phelps, Clerk*

**CS for SB 404**—A bill to be entitled An act relating to health care; amending s. 400.23, F.S.; delaying provisions requiring a nursing home staffing increase; amending ss. 409.903, 409.904, F.S.; deleting certain limitations on services to the medically needy; amending s. 409.906, F.S., relating to optional Medicaid services; providing for adult denture services; repealing s. 409.9065, F.S., relating to pharmaceutical expense assistance; amending s. 409.908, F.S.; revising guidelines relating to reimbursement of Medicaid providers; amending ss. 409.9112, 409.9113, 409.9117, F.S., relating to the hospital disproportionate share program; deleting obsolete provisions; amending s. 409.91195, F.S.; revising provisions relating to the Medicaid Pharmaceutical and Therapeutics Committee and its duties with respect to developing a preferred drug list; amending s. 409.912, F.S.; revising the Medicaid prescribed drug spending control program; eliminating case management fees; directing the Agency for Health Care Administration to implement, and authorizing it to seek federal waivers for, the program of all-inclusive care for children; amending s. 409.9122, F.S.; revising a provision governing assignment to a managed care option for a Medicaid recipient who does not choose a plan or provider in certain geographic areas where the Agency for Health Care Administration contracts for comprehensive behavioral health services; amending s. 409.9124, F.S.; requiring the Agency for Health Care Administration to publish managed care reimbursement rates annually; limiting the application of certain rates and rate reductions; providing effective dates.

The Honorable Tom Lee, President

I am directed to inform the Senate that the Speaker has appointed the following Representatives to the Conference Committee for CS for SB 408: Rep. Negron, Chair; Rep. Mahon, Vice Chair: Full Committee—At Large: Reps. Gardiner, Waters, Rubio, Bowen, Simmons, Brummer, Goodlette, Greenstein, Jennings, and Ryan; Agriculture and Environment—Rep. Mayfield, Chair, and Reps. Evers, Brown, Kendrick, Stansel, Poppell, Littlefield, and Machek (alternate); Education—Rep. Pickens, Chair, and Reps. Rivera, Attkisson, Baxley, Flores, Sansom, Arza, Meador, Vana, Bendross-Mindingall, Richardson, Justice (alternate), and Altman (alternate); Health Care—Rep. Bean, Chair, and Reps. Benson, Murzin, Cannon, Galvano, Garcia, Farkas, Roberson, Gannon, Bilirakis (alternate), Hays (alternate), and Sobel (alternate); Justice—Rep. Barreiro, Chair, and Reps. Needelman, Kottkamp, Planas, Adams, Hasner, Seiler, Joyner, Clarke (alternate), and Gelber (alternate); State Administration—Rep. Berfield, Chair, and Reps. Troutman, Carroll, Quinones, Reagan, Sands, A. Gibson, and Patterson (alternate); Transportation and Economic Development—Rep. D. Davis, Chair, and Reps. Llorente, Bogdanoff, M. Davis, Traviesa, Kravitz, Cusack, Ausley, McInvalle (alternate), and Allen (alternate).

*John B. Phelps, Clerk*

**CS for SB 408**—A bill to be entitled An act relating to the Department of Children and Family Services; amending s. 414.065, F.S.; revising the penalties imposed by the department against a participant who is receiving temporary cash assistance and who fails to comply with work re-

quirements; eliminating provisions allowing the continuation of temporary cash assistance for children; amending s. 414.095, F.S.; revising certain requirements for determining eligibility for temporary cash assistance in order to conform to federal requirements; eliminating certain eligibility options for stepparents; amending s. 414.105, F.S.; providing for a lifetime cumulative period during which a person may receive temporary cash assistance; eliminating certain other time limitations; revising the membership requirements for regional workforce boards; repealing s. 414.32(2), F.S., relating to disqualification from the food stamp program for an arrearage in child support payments; amending ss. 409.2564 and 445.048, F.S.; conforming cross-references; repealing s. 114, ch. 2004-267, Laws of Florida, relating to authorization for the department to contract with private vendors for determining eligibility for the Economic Self-Sufficiency Services program; providing an effective date.

The Honorable Tom Lee, President

I am directed to inform the Senate that the Speaker has appointed the following Representatives to the Conference Committee for CS for SB 410: Rep. Negron, Chair; Rep. Mahon, Vice Chair: Full Committee—At Large: Reps. Gardiner, Waters, Rubio, Bowen, Simmons, Brummer, Goodlette, Greenstein, Jennings, and Ryan; Agriculture and Environment—Rep. Mayfield, Chair, and Reps. Evers, Brown, Kendrick, Stansel, Poppell, Littlefield, and Machek (alternate); Education—Rep. Pickens, Chair, and Reps. Rivera, Attkisson, Baxley, Flores, Sansom, Arza, Meador, Vana, Bendross-Mindingall, Richardson, Justice (alternate), and Altman (alternate); Health Care—Rep. Bean, Chair, and Reps. Benson, Murzin, Cannon, Galvano, Garcia, Farkas, Roberson, Gannon, Bilirakis (alternate), Hays (alternate), and Sobel (alternate); Justice—Rep. Barreiro, Chair, and Reps. Needelman, Kottkamp, Planas, Adams, Hasner, Seiler, Joyner, Clarke (alternate), and Gelber (alternate); State Administration—Rep. Berfield, Chair, and Reps. Troutman, Carroll, Quinones, Reagan, Sands, A. Gibson, and Patterson (alternate); Transportation and Economic Development—Rep. D. Davis, Chair, and Reps. Llorente, Bogdanoff, M. Davis, Traviesa, Kravitz, Cusack, Ausley, McInvalle (alternate), and Allen (alternate).

*John B. Phelps, Clerk*

**CS for SB 410**—A bill to be entitled An act relating to the Department of Health; amending s. 456.013, F.S.; eliminating a requirement that the department issue wall certificates; amending s. 456.017, F.S.; prohibiting the use of a state-developed examination if a national examination has been certified by the department; revising the criteria under which an applicant may challenge the validity of an examination; authorizing the department to post examination scores on the Internet in lieu of mailing the scores to each applicant; amending s. 456.036, F.S.; providing for a retired-status license; providing a fee for changing to retired status at the time of license renewal; requiring an additional fee if retired status is chosen at any time other than at the time of license renewal; authorizing each board or the department to reexamine a licensee who has been retired or inactive for a specified period in order to assess the licensee's competency; amending s. 464.201, F.S.; defining the phrase "practice of a certified nursing assistant"; amending s. 464.202, F.S.; requiring the Board of Nursing to adopt rules specifying the scope of practice and level of supervision required for certified nursing assistants; amending s. 464.203, F.S.; requiring the biennial renewal of certification as a nursing assistant; reducing the number of required hours of inservice training for certified nursing assistants; providing a fee for certification renewal; providing an effective date.

The Honorable Tom Lee, President

I am directed to inform the Senate that the Speaker has appointed the following Representatives to the Conference Committee for CS for SB 424: Rep. Negron, Chair; Rep. Mahon, Vice Chair: Full Committee—At Large: Reps. Gardiner, Waters, Rubio, Bowen, Simmons, Brummer, Goodlette, Greenstein, Jennings, and Ryan; Agriculture and Environment—Rep. Mayfield, Chair, and Reps. Evers, Brown, Kendrick, Stansel, Poppell, Littlefield, and Machek (alternate); Education—Rep. Pickens, Chair, and Reps. Rivera, Attkisson, Baxley, Flores, Sansom, Arza, Meador, Vana, Bendross-Mindingall, Richardson, Justice (alternate), and Altman (alternate); Health Care—Rep. Bean, Chair, and Reps. Benson, Murzin, Cannon, Galvano, Garcia, Farkas, Roberson, Gannon,

Bilirakis (alternate), Hays (alternate), and Sobel (alternate); Justice—Rep. Barreiro, Chair, and Reps. Needelman, Kottkamp, Planas, Adams, Hasner, Seiler, Joyner, Clarke (alternate), and Gelber (alternate); State Administration—Rep. Berfield, Chair, and Reps. Troutman, Carroll, Quinones, Reagan, Sands, A. Gibson, and Patterson (alternate); Transportation and Economic Development—Rep. D. Davis, Chair, and Reps. Llorente, Bogdanoff, M. Davis, Traviesa, Kravitz, Cusack, Ausley, McIn-vale (alternate), and Allen (alternate).

*John B. Phelps, Clerk*

**CS for SB 424**—A bill to be entitled An act relating to employee benefits; providing for the resolution of certain collective bargaining issues at impasse between the State of Florida and certified bargaining units of state employees; providing an effective date.

The Honorable Tom Lee, President

I am directed to inform the Senate that the Speaker has appointed the following Representatives to the Conference Committee for CS for SB 2584: Rep. Negron, Chair; Rep. Mahon, Vice Chair: Full Committee—At Large: Reps. Gardiner, Waters, Rubio, Bowen, Simmons, Brummer, Goodlette, Greenstein, Jennings, and Ryan; Agriculture and Environment—Rep. Mayfield, Chair, and Reps. Evers, Brown, Kendrick, Stansel, Poppell, Littlefield, and Machek (alternate); Education—Rep. Pickens, Chair, and Reps. Rivera, Attkisson, Baxley, Flores, Sansom, Arza, Meador, Vana, Bendross-Mindingall, Richardson, Justice (alternate), and Altman (alternate); Health Care—Rep. Bean, Chair, and Reps. Benson, Murzin, Cannon, Galvano, Garcia, Farkas, Roberson, Gannon, Bilirakis (alternate), Hays (alternate), and Sobel (alternate); Justice—Rep. Barreiro, Chair, and Reps. Needelman, Kottkamp, Planas, Adams, Hasner, Seiler, Joyner, Clarke (alternate), and Gelber (alternate); State Administration—Rep. Berfield, Chair, and Reps. Troutman, Carroll, Quinones, Reagan, Sands, A. Gibson, and Patterson (alternate); Transportation and Economic Development—Rep. D. Davis, Chair, and Reps. Llorente, Bogdanoff, M. Davis, Traviesa, Kravitz, Cusack, Ausley, McIn-vale (alternate), and Allen (alternate).

*John B. Phelps, Clerk*

**CS for SB 2584**—A bill to be entitled An act relating to higher education; amending s. 1011.94, F.S.; authorizing the deposit of funds appropriated by the Legislature into the Trust Fund for University Major Gifts; providing an effective date.

The Honorable Tom Lee, President

I am directed to inform the Senate that the Speaker has appointed the following Representatives to the Conference Committee for SB 2600: Rep. Negron, Chair; Rep. Mahon, Vice Chair: Full Committee—At Large: Reps. Gardiner, Waters, Rubio, Bowen, Simmons, Brummer, Goodlette, Greenstein, Jennings, and Ryan; Agriculture and Environment—Rep. Mayfield, Chair, and Reps. Evers, Brown, Kendrick, Stansel, Poppell, Littlefield, and Machek (alternate); Education—Rep. Pickens, Chair, and Reps. Rivera, Attkisson, Baxley, Flores, Sansom, Arza, Meador, Vana, Bendross-Mindingall, Richardson, Justice (alternate), and Altman (alternate); Health Care—Rep. Bean, Chair, and Reps. Benson, Murzin, Cannon, Galvano, Garcia, Farkas, Roberson, Gannon, Bilirakis (alternate), Hays (alternate), and Sobel (alternate); Justice—Rep. Barreiro, Chair, and Reps. Needelman, Kottkamp, Planas, Adams, Hasner, Seiler, Joyner, Clarke (alternate), and Gelber (alternate); State Administration—Rep. Berfield, Chair, and Reps. Troutman, Carroll, Quinones, Reagan, Sands, A. Gibson, and Patterson (alternate); Transportation and Economic Development—Rep. D. Davis, Chair, and Reps. Llorente, Bogdanoff, M. Davis, Traviesa, Kravitz, Cusack, Ausley, McIn-vale (alternate), and Allen (alternate).

*John B. Phelps, Clerk*

**SB 2600**—A bill to be entitled An act making appropriations; providing monies for the annual period beginning July 1, 2005, and ending June 30, 2006, to pay salaries, and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of State government; providing an effective date.

The Honorable Tom Lee, President

I am directed to inform the Senate that the Speaker has appointed the following Representatives to the Conference Committee for SB 2602: Rep. Negron, Chair; Rep. Mahon, Vice Chair: Full Committee—At Large: Reps. Gardiner, Waters, Rubio, Bowen, Simmons, Brummer, Goodlette, Greenstein, Jennings, and Ryan; Agriculture and Environment—Rep. Mayfield, Chair, and Reps. Evers, Brown, Kendrick, Stansel, Poppell, Littlefield, and Machek (alternate); Education—Rep. Pickens, Chair, and Reps. Rivera, Attkisson, Baxley, Flores, Sansom, Arza, Meador, Vana, Bendross-Mindingall, Richardson, Justice (alternate), and Altman (alternate); Health Care—Rep. Bean, Chair, and Reps. Benson, Murzin, Cannon, Galvano, Garcia, Farkas, Roberson, Gannon, Bilirakis (alternate), Hays (alternate), and Sobel (alternate); Justice—Rep. Barreiro, Chair, and Reps. Needelman, Kottkamp, Planas, Adams, Hasner, Seiler, Joyner, Clarke (alternate), and Gelber (alternate); State Administration—Rep. Berfield, Chair, and Reps. Troutman, Carroll, Quinones, Reagan, Sands, A. Gibson, and Patterson (alternate); Transportation and Economic Development—Rep. D. Davis, Chair, and Reps. Llorente, Bogdanoff, M. Davis, Traviesa, Kravitz, Cusack, Ausley, McIn-vale (alternate), and Allen (alternate).

*John B. Phelps, Clerk*

**SB 2602**—A bill to be entitled An act implementing the 2005-2006 General Appropriations Act; providing legislative intent; providing for use of specified calculations with respect to the Florida Education Finance Program; providing for the budget of the Council for Education Policy Research and Improvement to be administered by the Auditor General; providing that the council is otherwise independent; amending s. 216.292, F.S.; authorizing the Department of Children and Family Services to transfer funds within the family safety program; amending s. 561.121, F.S.; providing that moneys in the Children and Adolescents Substance Abuse Trust Fund may also be used for the purpose of funding programs directed at reducing and eliminating substance abuse problems among adults; amending s. 287.057, F.S.; authorizing the Department of Children and Family Services to contract with a private provider for a forensic mental health treatment facility; amending s. 402.305, F.S.; providing for the child care competency examination to be given in Spanish; amending s. 402.33, F.S.; suspending authority of the Department of Children and Family Services to use funds in excess of fee collections; authorizing the Department of Corrections and the Department of Juvenile Justice to make certain expenditures to defray costs incurred by a municipality or county as a result of opening or operating a facility under authority of the respective department; amending s. 216.262, F.S.; providing for additional positions to operate additional prison bed capacity under certain circumstances; amending s. 16.555, F.S.; authorizing use of the Crime Stoppers Trust Fund to pay for salaries and benefits and other expenses of the Department of Legal Affairs; authorizing transfer of certain funds from the courts to the Justice Administrative Commission to meet certain shortfalls in due-process appropriations; amending s. 413.4021, F.S.; requiring additional revenues from the tax collection enforcement diversion program to be used for the personal care attendant pilot program and for state attorney contracts; providing for expenditure of funds from the Working Capital Fund to offset deficiencies in due-process services; authorizing the Department of Legal Affairs to expend appropriated funds on programs funded in the preceding fiscal year; providing for an agreement between the Department of Agriculture and Consumer Services and the Department of Transportation for the construction of an agricultural interdiction station in Escambia County; authorizing the Executive Office of the Governor to transfer funds between departments for purposes of aligning amounts paid for risk management premiums and for purposes of aligning amounts paid for human resource management services; authorizing the Executive Office of the Governor to transfer funds between departments for purposes of aligning amounts paid for risk management premiums and for purposes of aligning amounts paid for human resource management services; amending s. 112.061, F.S.; providing for computation of travel time and reimbursement for public officers' and employees' travel; directing the Department of Environmental Protection to make specified awards of grant moneys for pollution control purposes; amending s. 375.041, F.S.; providing for use of funds allocated to the Land Acquisition Trust Fund for water quality issues; creating s. 376.30715, F.S.; providing conditions on state financial assistance in restoration of contaminated petroleum storage or retail sites; amending s. 287.057, F.S.; revising methods of compensating on-line providers of commodities and contractual services; amending s. 320.08058, F.S.; authorizing proceeds from the Professional Sports Development Trust Fund to be used

for operational expenses of the Florida Sports Foundation and financial support of the Sunshine State Games; amending s. 445.048, F.S.; requiring that Workforce Florida, Inc., expand the Passport to Economic Progress demonstration program to a statewide program; authorizing Workforce Florida, Inc., to designate regional workforce boards to participate in the program; deleting the provision relating to the disregarding of income for purposes of determining eligibility for cash assistance; requiring that Workforce Florida, Inc., offer incentive bonuses; providing requirements for the incentive bonuses; providing that the bonuses are not an entitlement; deleting obsolete provisions; requiring Workforce Florida, Inc., to submit evaluations and recommendations for the program as part of its annual report to the Legislature; deleting obsolete provisions; amending s. 253.034, F.S.; authorizing deposit of funds from the sale of property by the Department of Highway Safety and Motor Vehicles located in Palm Beach County; amending s. 402.3017, F.S.; requiring the Agency for Workforce Innovation to administer Teacher Education and Compensation Helps (TEACH) scholarship program; amending s. 287.057, F.S.; exempting certain voter education activities from competitive-solicitation requirements; amending s. 259.032, F.S.; providing for use of certain funds for constructing replacement museum facilities; amending s. 288.1045, F.S.; extending the qualified defense contractor tax refund program; amending s. 288.106, F.S.; extending the tax refund program for qualified target industry businesses; amending s. 290.044, F.S.; revising the amounts that may be set aside from the neighborhood revitalization category of the Small Cities Community Development Block Grant Program Fund; creating s. 311.22, F.S.; establishing a program to provide matching funds for dredging projects in eligible counties; requiring that funds appropriated under the program be used for certain projects; requiring that the Florida Seaport Transportation and Economic Development Council adopt rules for evaluating the dredging projects; providing for a project-review process by the Department of Community Affairs, the Department of Transportation, and the Office of Tourism, Trade, and Economic Development; amending s. 339.135, F.S.; authorizing increased appropriations for certain projects in the Department of Transportation; creating s. 320.0846, F.S.; providing for free motor vehicle license plates for active members of the Florida National Guard; creating s. 250.5206, F.S.; creating the Family Readiness Program in the Department of Military Affairs; providing purpose, availability and use of funding, services, eligibility, application and review; providing for a report; creating the Family Readiness Advisory Board and specifying membership; reenacting s. 215.32(2)(b), F.S., relating to the source and use of trust funds; amending s. 216.192, F.S.; prescribing

additional conditions that must be met before the release or transfer of agency funds or the transfer of positions; providing goals for implementing the Aspire project; providing factors to be considered; providing for review; providing finding of best interest of the state for authorization and issuance of certain debt; providing for future repeal or expiration of various provisions; providing for reversion of certain provisions; providing effect of veto of specific appropriation or proviso to which implementing language refers; incorporating by reference specified performance measures and standards directly linked to the appropriations made in the 2005-2006 General Appropriations Act, as required by the Government Performance and Accountability Act of 1994; providing severability; providing effective dates.

---

#### RETURNING MESSAGES—FINAL ACTION

The Honorable Tom Lee, President

I am directed to inform the Senate that the House of Representatives has passed CS for SB 552.

*John B. Phelps, Clerk*

The bill contained in the foregoing message was ordered enrolled.

#### CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 20 was corrected and approved.

#### CO-INTRODUCERS

Senators Lynn—CS for SB 1704; Wilson—SB 996

#### RECESS

On motion by Senator Pruitt, the Senate recessed at 5:00 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 9:30 a.m., Wednesday, April 27 or upon call of the President.